



**SAN MIGUEL COUNTY BOARD OF COUNTY
COMMISSIONERS**

**BOARD OF COUNTY COMMISSIONER MEETING AGENDA
WEDNESDAY, MARCH 30, 2022 – 9:30 AM**

Special Meeting due to No meeting April 6 and April 13

1. Roll Call

2. 9:30 am CALL TO ORDER. Join a Meeting, Zoom.us, Meeting, Zoom.us, Meeting ID #534.180.495, Password 014764, audio 1-301-715-8592 or 1-253-215-8782

3. MOMENT OF SILENCE

4. REVIEW OF AGENDA

5. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA.

Please limit comments to 3 minutes. If comments are not related to an item on the agenda, there will be no Board response or action taken since the topic was not posted with proper notice and any comment could potentially violate the Colorado Open Meetings Law.

6. CONSENT AGENDA

6a. Continued to March 30, 2022 - Approval of Chair's signature on Renewal of Spirits Liquor License for Alpino Vino, 12100 Camels' Garden Rd., Mountain Village, CO.
[Telski_Alpino Vino Liquor License Renewal.pdf](#)

6b. Consideration of the re-appointment of Keith Maddox to the 7th Judicial Community Corrections Board./MOTION
Recommended Motion: To approve as presented.

6c. Approval of Chair's signature on the San Miguel County Behavioral Health Solutions (BBS) Grantee agreement with the Uncompahgre Medical Center.
[Behavioral Health Solutions Agreement with UMC.pdf](#)

6d. Acceptance of the February 2022 Road Report
[2.22.docx](#)

6e. Approval of Chair's signature for an IGA between SMC, the library and SMART regarding remote locker installation at the county-owned intercept lot for library patrons to pick-up library hold materials without having to travel to Telluride and/or Mountain Village
[RemoteLockerMOU2022 \(1\).pdf](#)

6f. Ratification of Commissioner's signature on the Travel Area Plan (TAP) 2 Environmental Assessment Scoping comments.
[San Miguel County Mail - RE_ \[EXTERNAL\] Tap 2 #2 Scoping Comments- SMC Cooperating Agency.pdf](#)
[TAP 2 #2 Comments.pdf](#)

7. ADMINISTRATIVE MATTERS

- 7a. 9:35 a.m. Consideration of the appointment of Kelsey Brax for the Wilkinson Public Library Trustee.
5 mins Presented By: Sarah Landeryou, Wilkinson Public Library
[BraxApptBOCCLetter.pdf](#)
- 7b. 9:40 am **ITEM CONTINUED TO 4/20/2022** - Consideration of approval of the Chair's signature on the Resolution adopting the San Miguel County Emergency Operations Plan (EOP). /MOTION
10 mins. Presented By: Shannon Armstrong, Emergency Manager
Recommended Motion: To approve as presented.
[EOP Updates since the December 8th Adoption.pdf](#)
[MASTER San Miguel County DRAFT EOP for adoption 3.30.22.pdf](#)
- 7c. 9:50 am Consideration of a grant request match through the West End Economic Development Corporation (WEEDC) for the repair of the slip on Gurley Reservoir./MOTION
5 mins Presented By: Deana Sheriff, Director of WEEDC
Recommended Motion: Request of \$25,000 match
- 7d. Consideration of a grant request match through the West End Economic Development Corporation (WEEDC) for the engineering costs to determine the cost of the repair/replacement of an outlet to enable continued operation of the reservoir (Lone Cone Ditch and Reservoir Company) and increase the volume of stored water./MOTION
5 mins Presented By: Deana Sheriff, Director of WEEDC
Recommended Motion: Request of \$5,000 match
- 7e. 10:00 a.m. Consideration of the Chair's signature on Resolution 2022-10 for the Building Department to update/revise their current fee schedule./MOTION
10 mins Presented By: Matt Gonzales, Building Official
Recommended Motion: To approve as presented.
[RESOLUTION 2022-10_BuildingPermitFeeSchedule.docx](#)

8. PLANNING MATTERS

- 8a. 10:10 a.m. PUBLIC HEARING: Continuation of an application submitted by Helen Thomas, of Geosyntec Consultants on behalf of Standard Materials, Inc. a subsidiary of Thor Mining LLC (Applicant), that proposes Mineral Exploration on mining claims located on BLM land West off Highway 141 and County Road U29 W. San Miguel County in the West End (WE) Zone District / MOTION
75 mins Presented By: Troy Hangen, Senior Planner
[BOCC Memo 3-30-2022 COMBINED small.pdf](#)
[Public Comment - Kelly Ryan.pdf](#)
[Grazing Leases Backup 8.a. 3.30.22.pdf](#)

9. 11:30 am NATURAL RESOURCES AND SPECIAL PROJECTS

- Update and other, as needed.
15 mins Presented by: Starr Jamison, NRSP Director

10. ROAD AND BRIDGE

10a. 11:45 am Approval of an amendment to the contract for the CMAQ Paving Project CR K69, CDOT Const. Proj. Code 22877./MOTION
10 mins Presented By: Ryan Righetti, Road and Bridge
Recommended Motion: Approval of Amendment to Contract.
[CMAQ Paving Project CR K69.pdf](#)

10b. Approval of the Chair's signature on Purchase Order for three (3) John Deere Motor graders from Honnen Equipment Co. 772G/772GP/772GP
5 mins Presented By: Ryan Righetti, Road and Bridge
[3118_001 \(1\).pdf](#)

11. 12:00 pm - 12:45 pm Lunch

12. 12:45 pm PUBLIC HEALTH AND ENVIRONMENT

*(Board of Commissioners sitting as the San Miguel County Board of Public Health.)
Potential Executive Session: Concerning Public Health, Meeting with an Attorney, citation 24-6-402(4)(b).*

Update and other, as needed.

15 mins. Presented by Grace Franklin, Director of Public Health

13. PLANNING MATTERS, Continued

13a. 1:00 p.m. PUBLIC HEARING: Continuation of an application submitted by Gabriel Sweet, Big Rock Exploration LLC, on behalf of Tarsus Resources US Inc., a wholly owned United States subsidiary of Alianza Minerals Ltd (Applicant), that proposes Mineral Exploration on its mining claims located in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, and on the State Land Board section located in Section 16, Township 43N, Range 16W, West End (WE) Zone District / MOTION

75 mins Presented By: John Huebner, Senior Planner

[BOCC Packet -Tarsis Resources US Inc Klondike Basin Exploratory Drill Program 3.30.22.pdf](#)

[AlianzaSMClet22 - Public Comment Letter](#)

14. 2:15 pm MANAGER MATTERS/Mike Bordgona

14a. Consideration of the approval to waive the usage fees for the use of the Norwood Fairgrounds - hosting of the Drunk Driving Prevention Program./MOTION

Presented By: Mike Bordogna, County Manager

Recommended Motion: To approve as presented.

[BOCC Memo - Mock DUI Crash \(1\).pdf](#)

14b. Update and other, as needed.

15. 2:40 pm COMMISSIONER UPDATES:

Hilary Cooper - Update on Outside Meetings and Legislative Updates.

Kris Holstrom - Update on Outside Meetings.

Lance Waring - Update on Outside Meetings.

Discussion of the Alpine Loop Backcountry Byway.

Presented By: Hilary Cooper, Commissioner

16. 3:05 pm ATTORNEY MATTERS

(Any of these items may involve an Executive Session C.R.S. 24-6-402)

16a. Consideration of Chair's signature on Resolution 2022-13 adopting an updated email retention policy./MOTION

20 mins Presented By: Amy Markwell, County Attorney, Sean Krentsa, IT Director, Mike Bordogna, County Manager

[Res 2022-13.Updated EMail Retention Policy.3 30 2022.docx](#)

16b. Update and other, as needed.

Presented By: Amy Markwell, County Attorney

17. 3:30 pm ADJOURNMENT

NOTE: This agenda is subject to change, including the addition of items up to 24 hours in advance or the deletion of items at any time. All times are approximate. The County Manager reports may include administrative items not listed. Regular meetings, Public Hearings, and Special Meetings are recorded, and ACTION MAY BE TAKEN ON ANY ITEM. Formal Action cannot be taken at Work Sessions. For further information, contact the County Administration office at 970-728-3844. If special accommodations are necessary per ADA, contact 970-728-3844, via email bocc@sanmiguelcountyco.gov prior to the meeting.

Request to speak during a meeting via zoom: Via Computer - Click Raise Hand in the Webinar Controls or Telephone - Dial #9 to raise your hand.

The official, designate posting place for all meeting notices will be online at <https://www.sanmiguelcountyco.gov/liveagenda>. Use this link to view the live agenda with any last-minute changes. To be automatically notified, please sign up at www.sanmiguelcountyco.gov, sign up for alerts, and follow the prompts.



AGENDA ITEM 6a

TITLE:

Continued to March 30, 2022 - Approval of Chair's signature on Renewal of Spirits Liquor License for Alpino Vino, 12100 Camels' Garden Rd., Mountain Village, CO.

Presented by:

Time needed:

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[Telski_Alpino Vino Liquor License Renewal.pdf](#)

Description:

OFFICE OF
SAN MIGUEL COUNTY CLERK
STEPHANIE VAN DAMME

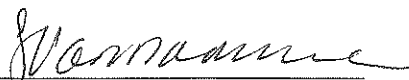
P.O. Box 548
Telluride, Co 81435
(970) 728-3954

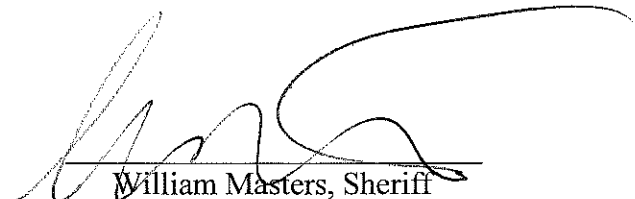
WRITTEN FINDINGS

Date: March 7, 2022
To: San Miguel County Board of Commissioners
Re: Renewal of Hotel & Restaurant with Optional Premises and
Change of Manager for

Telski Food & Beverage Services
d/b/a Alpino Vino
12100 Camels Garden Road
Telluride, Colorado 81435

1. Application is complete.
2. Manager's application with Individual history record Complete.
3. Fingerprints for New Manager have been submitted.
4. All fees have been paid.
5. William Masters, Sheriff, gives his approval on this renewal with change of manager.
6. Insurance attached.


Stephanie Van Damme, County Clerk


William Masters, Sheriff

ALPINO VINO
565 MOUNTAIN VILLAGE BLVD
Telluride CO 81435-9521

Fees Due	
Renewal Fee	500.00
Storage Permit \$100 X _____	\$
Sidewalk Service Area \$75.00	\$
Additional Optional Premise Hotel & Restaurant \$100 X <u>3</u>	\$ <u>300</u>
Related Facility - Campus Liquor Complex \$160.00 per facility	\$
Amount Due/Paid	\$ <u>800</u>

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

Retail Liquor or Fermented Malt Beverage License Renewal Application

Please verify & update all information below

Return to city or county licensing authority by due date

Licensee Name TELSKI FOOD & BEVERAGE SERVICES		Doing Business As Name (DBA) ALPINO VINO		
Liquor License # 40-91959-0009	License Type Hotel & Restaurant /	Sales Tax License # 40919590009	Expiration Date 03/07/2022	Due Date 01/21/2022
Business Address 12100 CAMELS GARDEN ROAD Telluride CO 81435				Phone Number 9707286900
Mailing Address 565 MOUNTAIN VILLAGE BLVD Telluride CO 81435-9521			Email andrew@telski.com	
Operating Manager A. Shaffner	Date of Birth 2/23/73	Home Address 911 Two Rivers Dr. Telluride, CO	Phone Number 443.466.9608	
1. Do you have legal possession of the premises at the street address above? Yes <input type="radio"/> No <input checked="" type="radio"/>				
Are the premises owned or rented? <input checked="" type="radio"/> Owned <input type="radio"/> Rented* *If rented, expiration date of lease _____				
2. Are you renewing a storage permit, additional optional premises, sidewalk service area, or related facility? If yes, please see the table in upper right hand corner and include all fees due. <input checked="" type="radio"/> Yes <input type="radio"/> No				
3a. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? Yes <input type="radio"/> No <input checked="" type="radio"/>				
3b. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? Yes <input type="radio"/> No <input checked="" type="radio"/>				
4. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. Yes <input type="radio"/> No <input checked="" type="radio"/>				
5. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. Yes <input type="radio"/> No <input checked="" type="radio"/>				
6. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. Yes <input type="radio"/> No <input checked="" type="radio"/>				
7. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. Yes <input type="radio"/> No <input checked="" type="radio"/>				

Affirmation & Consent	
I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.	
Type or Print Name of Applicant/Authorized Agent of Business <i>Andrew Shaffner</i>	Title <i>General Manager</i>
Signature <i>[Signature]</i>	Date <i>2-25-22</i>
Report & Approval of City or County Licensing Authority	
The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules. Therefore this application is approved.	
Local Licensing Authority For SAN MIGUEL COUNTY	Date 3-16-2022
Signature	Title CHAIRMAN, BAORD OF COUNTY COMMISSIONER
	Attest COUNTY CLERK <i>[Signature]</i>

Tax Check Authorization, Waiver, and Request to Release Information

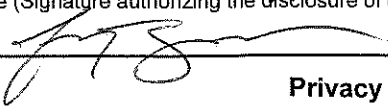
D/B/A ALPINO VINO

I, ANDREW SHAFFNER am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of Telski Food & Beverage (the "Applicant/Licensee") to permit the Colorado Department of Revenue and any other state or local taxing authority to release information and documentation that may otherwise be confidential, as provided below. If I am signing this Waiver for someone other than myself, including on behalf of a business entity, I certify that I have the authority to execute this Waiver on behalf of the Applicant/Licensee.

The Executive Director of the Colorado Department of Revenue is the State Licensing Authority, and oversees the Colorado Liquor Enforcement Division as his or her agents, clerks, and employees. The information and documentation obtained pursuant to this Waiver may be used in connection with the Applicant/Licensee's liquor license application and ongoing licensure by the state and local licensing authorities. The Colorado Liquor Code, section 44-3-101. et seq. ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 203-2 ("Liquor Rules"), require compliance with certain tax obligations, and set forth the investigative, disciplinary and licensure actions the state and local licensing authorities may take for violations of the Liquor Code and Liquor Rules, including failure to meet tax reporting and payment obligations.

The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.

By signing below, Applicant/Licensee requests that the Colorado Department of Revenue and any other state or local taxing authority or agency in the possession of tax documents or information, release information and documentation to the Colorado Liquor Enforcement Division, and its duly authorized employees, to act as the Applicant's/Licensee's duly authorized representative under section 39-21-113(4), C.R.S., solely to allow the state and local licensing authorities, and their duly authorized employees, to investigate compliance with the Liquor Code and Liquor Rules. Applicant/Licensee authorizes the state and local licensing authorities, their duly authorized employees, and their legal representatives, to use the information and documentation obtained using this Waiver in any administrative or judicial action regarding the application or license.

Name (Individual/Business) <u>ANDREW SHAFFNER</u>		Social Security Number/Tax Identification Number <u>216-74-9766</u>	
Address <u>565 Mtn Village Blvd</u>			
City <u>Telluride</u>		State <u>CO</u>	Zip <u>81435</u>
Home Phone Number <u>443.466.9608</u>		Business/Work Phone Number <u>976.728.7560</u>	
Printed name of person signing on behalf of the Applicant/Licensee <u>Andrew Shaffner</u>			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) 			Date signed <u>2.25.22</u>

Privacy Act Statement

Providing your Social Security Number is voluntary and no right, benefit or privilege provided by law will be denied as a result of refusal to disclose it. § 7 of Privacy Act, 5 USCS § 552a (note).



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
11/19/2021

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).

PRODUCER AmWINS Program Underwriters, Inc. 3080 Pinebrook Rd, Suite 1000 Park City, UT 84098	1-801-316-6939	CONTACT NAME: Mackey Hughes PHONE (A/C, No, Ext): 801-316-6937 E-MAIL ADDRESS: mackey.hughes@amwins.com	FAX (A/C, No):
INSURED TSG Company LLC 565 Mountain Village Boulevard Telluride, CO 81435		INSURER(S) AFFORDING COVERAGE	
		INSURER A: NEW HAMPSHIRE INS CO	NAIC # 23841
		INSURER B: NATIONAL UNION FIRE INS CO OF PITTS	19445
		INSURER C: BERKLEY NATL INS CO	38911
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES

CERTIFICATE NUMBER: 63818020

REVISION NUMBER:

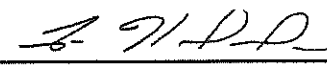
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE 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 INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	<input checked="" type="checkbox"/>		01-LX-011738646-9	11/01/21	11/01/22	EACH OCCURRENCE	\$ 1,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 500,000
							MED EXP (Any one person)	\$ EXCLUDED
							PERSONAL & ADV INJURY	\$ 1,000,000
							GENERAL AGGREGATE	\$ 5,000,000
							PRODUCTS - COMP/OP AGG	\$ 1,000,000
								\$
	<input type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident)	\$
							BODILY INJURY (Per person)	\$
							BODILY INJURY (Per accident)	\$
							PROPERTY DAMAGE (Per accident)	\$
								\$
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			29-UD-042864208-9	11/01/21	11/01/22	EACH OCCURRENCE	\$ 5,000,000
							AGGREGATE	\$ 5,000,000
								\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	N/A			PER STATUTE	
							E.L. EACH ACCIDENT	\$
							E.L. DISEASE - EA EMPLOYEE	\$
							E.L. DISEASE - POLICY LIMIT	\$
A	Property/Equipment			01-LX-011738646-9	11/01/21	11/01/22	Blanket Limit	241,207,498
C	EXCESS LIABILITY			BEX09600520-01	11/01/21	11/01/22	EACH OCCURRENCE	5,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Certificate Holder is Additional Insured Where Required Under Contract or Agreement per Endorsement 61712 attached
RE: Alpino Vino liquor license - GL coverage includes Liquor Liability per policy form

CERTIFICATE HOLDER

CANCELLATION

San Miguel County Ericka Frost c/o TSG Ski & Golf, LLC 565 Mountain Village Boulevard Telluride, CO 81435	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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USA

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ENDORSEMENT

This endorsement, effective 12:01 A.M. forms a part of
policy No. issued to
by

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED - WHERE REQUIRED UNDER CONTRACT OR AGREEMENT

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE FORM

SECTION II - WHO IS AN INSURED, is amended to read:

Any person or organization to whom you become obligated to include as an additional insured under this policy, as a result of any contract or agreement you enter into which requires you to furnish insurance to that person or organization of the type provided by this policy, but only with respect to liability arising out of your operations or premises owned by or rented to you. However, the insurance provided will not exceed the lesser of:

- The coverage and/or limits of this policy, or
- The coverage and/or limits required by said contract or agreement.

**Authorized Representative or
Countersignature (in States Where
Applicable)**

To Whom it May Concern,

Pursuant to C.R.S. 44-3-310, the San Miguel County Commissioners passed Resolution No. 2021-024, which was adopted for the purposes of providing for the issuance of Optional Premises Licenses and Permits for mat, vinous and spirituous liquor licenses.

The resolution makes specific provisions for the issuance of Optional Premises Licenses in compliance with C.R.S 44-3-310.

I have enclosed a copy of the Resolution as well a form that will need to be submitted to the County Clerk's office along with your renewal application on annual basis.

The form provides an opportunity for you to provide the information required by the resolution that is not already included on the state renewal application. (Please see section II. A-E of the Resolution.)

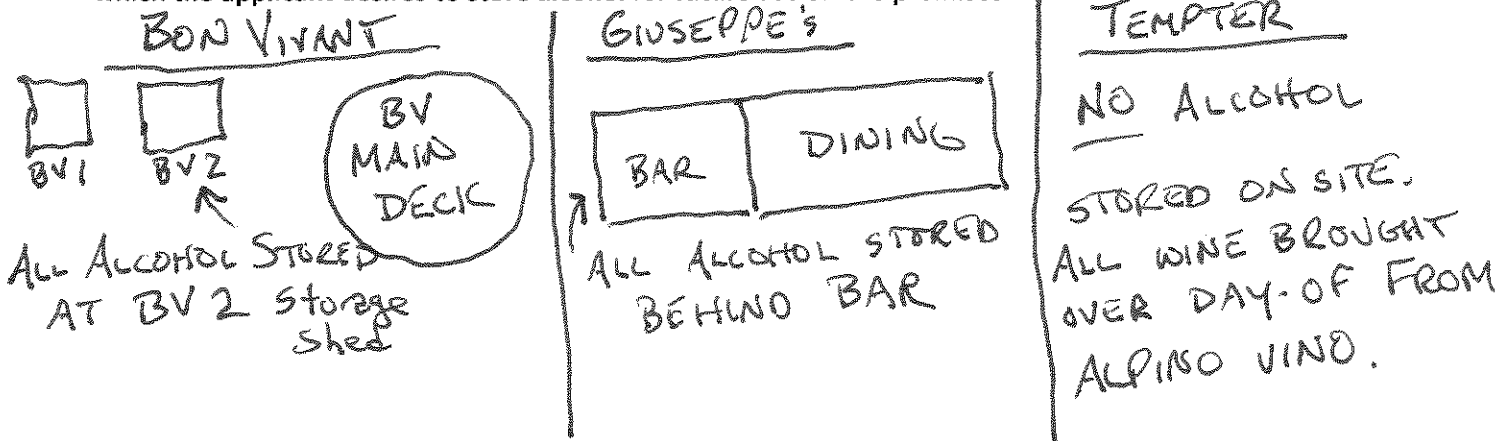
OPTIONAL PREMISES LIQUOR LICENSE APPLICATION ADDENDUM
(For San Miguel County Records)
Pursuant to C.R.S 44-3-310 and Resolution No. 2021-024

Name of Hotel/Restaurant Licensee: ALPINO VINO

Main premises specified in licensee's application:

ALPINO VINO, BON VIVANT, TEMPTER HOUSE, GIUSEPPE'S

Description or diagram of the locations desired to be designated as Optional Premises and the area in which the applicant desires to store alcohol for future use on the premises:



The undersigned states that all unlawful acts contained in C.R.S. 44-3-901, as amended, shall be prohibited on the Optional Premises and shall comply with all pertinent regulations issued by the State Licensing Authority.

[Signature]
Applicant Signature

2.25.22
Date



PROPOSED ADDITIONAL RESTAURANT

ALPINO VINO RESTAURANT

REVELATION BOWL
12,515' / 3815m

GIUSEPPE'S RESTAURANT
11,885' / 3623m

TEMPTER HOUSE
11,966' / 3647m

BON VIVANT RESTAURANT

GORRONO RANCH RESTAURANT

STATION ST. SOPHIA
9,535' / 3211m

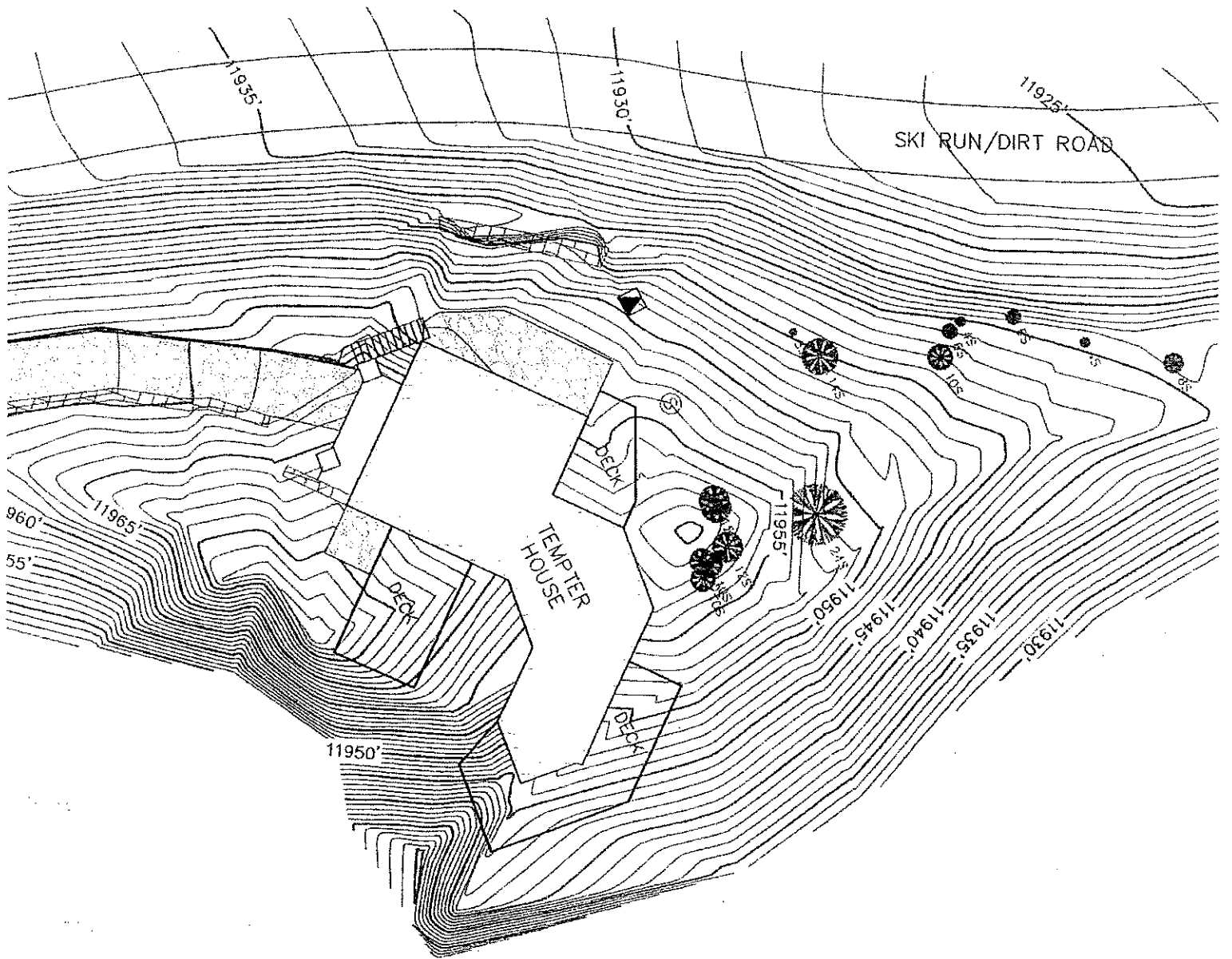
MOUNTAIN VILLAGE
9,540' / 2908m

THE PEAKS RESORT & SPA

STATION VILLAGE PARKING
9,545' / 2909m

MEADOWS
BIG BILLIE'S RESTAURANT

It is against Colorado law to cross any rope on a ski area resort. VIOLATIONS WILL BE PROSECUTED. Closed terrain is indicated by the following symbol. Backcountry through gates only. Under the supervision of a certified guide.



Individual History Record

To be completed by the following persons, as applicable: sole proprietors; general partners regardless of percentage ownership, and limited partners owning 10% or more of the partnership; all principal officers of a corporation, all directors of a corporation, and any stockholder of a corporation owning 10% or more of the outstanding stock; managing members or officers of a limited liability company, and members owning 10% or more of the company; and any intended registered manager of Hotel and Restaurant, Tavern and Lodging and Entertainment class of retail license

Notice: This individual history record requires information that is necessary for the licensing investigation or inquiry. All questions must be answered in their entirety or the license application may be delayed or denied. If a question is not applicable, please indicate so by "N/A". **Any deliberate misrepresentation or material omission may jeopardize the license application.** (Please attach a separate sheet if necessary to enable you to answer questions completely)

1. Name of Business <i>ALPINO VINO</i>		Home Phone Number <i>443.466.9608</i>	Cellular Number <i>443.466.9608</i>	
2. Your Full Name (last, first, middle) <i>SHAFFNER, ANDREW JENSEN</i>		3. List any other names you have used		
4. Mailing address (if different from residence)		Email Address <i>andrew@telski.com</i>		
5. List current residence address. Include any previous addresses within the last five years. (Attach separate sheet if necessary)				
Street and Number		City, State, Zip		From
To				
Current	<i>911 TWO RIVERS DR.</i>	<i>TELLURIDE, CO, 81435</i>	<i>12/19</i>	<i>CURR</i>
Previous	<i>5208 CHIPETA DR.</i>	<i>RIDGWAY, CO, 81423</i>	<i>05/14</i>	<i>12/19</i>
6. List all employment within the last five years. Include any self-employment. (Attach separate sheet if necessary)				
Name of Employer or Business		Address (Street, Number, City, State, Zip)		Position Held
From		To		
	<i>TSG SKI & GOLF, LLC</i>	<i>565 MOUNTAIN VILLAGE BLVD.</i>	<i>WINE DIRECTOR</i>	<i>11/09</i>
		<i>TELLURIDE, CO 81435</i>		<i>CURR</i>
7. List the name(s) of relatives working in or holding a financial interest in the Colorado alcohol beverage industry.				
Name of Relative		Relationship to You		Position Held
Name of Licensee				
<i>N/A</i>				
8. Have you ever applied for, held, or had an interest in a Colorado Liquor or Beer License, or loaned money, furniture, fixtures, equipment or inventory to any licensee? (If yes, answer in detail.) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				
9. Have you ever received a violation notice, suspension, or revocation for a liquor law violation, or have you applied for or been denied a liquor or beer license anywhere in the United States? (If yes, explain in detail.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				

10. Have you ever been convicted of a crime or received a suspended sentence, deferred sentence, or forfeited bail for any offense in criminal or military court or do you have any charges pending? (If yes, explain in detail.) Yes No

11. Are you currently under probation (supervised or unsupervised), parole, or completing the requirements of a deferred sentence? (If yes, explain in detail.) Yes No

12. Have you ever had any professional license suspended, revoked, or denied? (If yes, explain in detail.) Yes No

Personal and Financial Information

Unless otherwise provided by law, the personal information required in question #13 will be treated as confidential. The personal information required in question #13 is solely for identification purposes.

13a. Date of Birth 02/23/73	b. Social Security Number 216-74-9766	c. Place of Birth HAVRE DE GRACE, M.D.	d. U.S. Citizen <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
e. If Naturalized, state where		f. When	g. Name of District Court
h. Naturalization Certificate Number	i. Date of Certification	j. If an Alien, Give Alien's Registration Card Number	k. Permanent Residence Card Number
l. Height 6'0"	m. Weight 200lb	n. Hair Color BR	o. Eye Color HAZEL
p. Gender M	q. Do you have a current Driver's License/ID? If so, give number and state. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No #07-225-0674 State CO		

14. Financial Information.

a. Total purchase price or investment being made by the applying entity, corporation, partnership, limited liability company, other.
\$ N/A

b. List the total amount of the **personal** investment, made by the person listed on question #2, in this business including any notes, loans, cash, services or equipment, operating capital, stock purchases or fees paid. \$ N/A

* If corporate investment only please skip to and complete section (d)
** Section b should reflect the total of sections c and e

c. Provide details of the personal investment described in 14b. You must account for all of the sources of this investment. (Attach a separate sheet if needed)

Type: Cash, Services or Equipment	Account Type	Bank Name	Amount

d. Provide details of the corporate investment described in 14 (a). You must account for all of the sources of this investment. (Attach a separate sheet if needed)

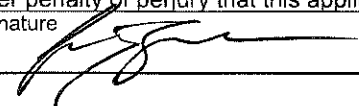
Type: Cash, Services or Equipment	Loans	Account Type	Bank Name	Amount

e. Loan Information (Attach copies of all notes or loans)

Name of Lender	Address	Term	Security	Amount

Oath of Applicant

I declare under penalty of perjury that this application and all attachments are true, correct, and complete to the best of my knowledge.

Authorized Signature 	Print Signature Andrew Sheffer	Title WINE DIRECTOR	Date 1.12.22
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Permit Application and Report of Changes

Current License Number 40-91959-0009
All Answers Must Be Printed in Black Ink or Typewritten
Local License Fee \$ _____

1. Applicant is a		Present License Number
<input type="checkbox"/> Corporation <input type="checkbox"/> Individual <input type="checkbox"/> Partnership <input checked="" type="checkbox"/> Limited Liability Company		40-91959-0009
2. Name of Licensee TELSKI FOOD & BEVERAGE SERVICES	3. Trade Name dba ALPINO VINO	
4. Location Address 12100 CAMELS GARDEN ROAD		
City Telluride	County CO	ZIP 81435

SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.

Section A – Manager reg/change	Section C
<ul style="list-style-type: none"> • License Account No. <u>40-91959-0009</u> <input checked="" type="checkbox"/> Manager's Registration (Hotel & Restr.) \$75.00 <input type="checkbox"/> Manager's Registration (Tavern) \$75.00 <input type="checkbox"/> Manager's Registration (Lodging & Entertainment) \$75.00 <input checked="" type="checkbox"/> Change of Manager (Other Licenses pursuant to section 12-47-301(8), C.R.S.) NO FEE 	<ul style="list-style-type: none"> <input type="checkbox"/> Retail Warehouse Storage Permit (ea) \$100.00 <input type="checkbox"/> Wholesale Branch House Permit (ea) 100.00 <input type="checkbox"/> Change Corp. or Trade Name Permit (ea) 50.00 <input type="checkbox"/> Change Location Permit (ea) 150.00 <input type="checkbox"/> Change, Alter or Modify Premises \$150.00 x _____ Total Fee _____ <input type="checkbox"/> Addition of Optional Premises to Existing H/R \$100.00 x _____ Total Fee _____ <input type="checkbox"/> Addition of Related Facility to Resort Complex \$75.00 x _____ Total Fee _____ <input type="checkbox"/> Tavern Conversion No Fee
Section B – Duplicate License	
<ul style="list-style-type: none"> • Liquor License No. _____ <input type="checkbox"/> Duplicate License \$50.00 	

Do Not Write in This Space – For Department of Revenue Use Only

Date License Issued	License Account Number	Period

The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your bank account electronically.

	TOTAL AMOUNT DUE	\$	75	.00
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Instruction Sheet

For All Sections, Complete Questions 1-4 Located on Page 1

Section A

To Register or Change Managers, check the appropriate box in section A and complete question 8 on page 4. Proceed to the Oath of Applicant for signature. Submit to State Licensing Authority for approval.

Section B

For a Duplicate license, be sure to include the liquor license number in section B on page 1 and proceed to page 4 for Oath of Applicant signature.


Section C

Check the appropriate box in section C and proceed below.

- 1) **For a Retail Warehouse Storage Permit**, go to page 3 complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 2) **For a Wholesale Branch House Permit**, go to page 3 and complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 3) **To Change Trade Name or Corporation Name**, go to page 3 and complete question 6 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 4) **To modify Premise**, go to page 4 and complete question 9. Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 5) **For Optional Premises or Related Facilities** go to page 4 and complete question 9. Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 6) **To Change Location**, go to page 3 and complete question 7. Submit the necessary information and proceed to page 4 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 7) **Tavern Conversion**, go to page 4 and complete questions 10. Submit the necessary information and proceed to page 4 for Oath of Applicant signature. **(Must be completed by August 10, 2017, as the tavern conversion will no longer be permitted)*. Submit to Local Licensing Authority (city or county) for approval.

Storage Permit	<p>5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit</p> <p><input type="checkbox"/> Retail Warehouse Permit for:</p> <p style="margin-left: 20px;"><input type="checkbox"/> On-Premises Licensee (Taverns, Restaurants etc.)</p> <p style="margin-left: 20px;"><input type="checkbox"/> Off-Premises Licensee (Liquor stores)</p> <p><input type="checkbox"/> Wholesalers Branch House Permit</p> <p>Address of storage premise: _____</p> <p>City _____, County _____, Zip _____</p> <p>Attach a deed/ lease or rental agreement for the storage premises. Attach a detailed diagram of the storage premises.</p>				
Change Trade Name or Corporate Name	<p>6. Change of Trade Name or Corporation Name</p> <p><input type="checkbox"/> Change of Trade name / DBA only</p> <p><input type="checkbox"/> Corporate Name Change (Attach the following supporting documents)</p> <p style="margin-left: 20px;">1. Certificate of Amendment filed with the Secretary of State, or</p> <p style="margin-left: 20px;">2. Statement of Change filed with the Secretary of State, <u>and</u></p> <p style="margin-left: 20px;">3. Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Old Trade Name</td> <td style="width: 50%;">New Trade Name</td> </tr> <tr> <td>Old Corporate Name</td> <td>New Corporate Name</td> </tr> </table>	Old Trade Name	New Trade Name	Old Corporate Name	New Corporate Name
Old Trade Name	New Trade Name				
Old Corporate Name	New Corporate Name				
Change of Location	<p>7. Change of Location</p> <p>NOTE TO RETAIL LICENSEES: An application to change location has a local application fee of \$750 payable to your local licensing authority. You may only change location within the same jurisdiction as the original license that was issued. Pursuant to 12-47-311 (1) C.R.S. Your application must be on file with the local authority thirty (30) days before a public hearing can be held.</p> <p>Date filed with Local Authority _____ Date of Hearing _____</p> <p>(a) Address of current premises _____</p> <p style="margin-left: 20px;">City _____ County _____ Zip _____</p> <p>(b) Address of proposed New Premises (Attach copy of the deed or lease that establishes possession of the premises by the licensee)</p> <p style="margin-left: 20px;">Address _____</p> <p style="margin-left: 20px;">City _____ County _____ Zip _____</p> <p>(c) New mailing address if applicable.</p> <p style="margin-left: 20px;">Address _____</p> <p style="margin-left: 20px;">City _____ County _____ State _____ Zip _____</p> <p>(d) Attach detailed diagram of the premises showing where the alcohol beverages will be stored, served, possessed or consumed. Include kitchen area(s) for hotel and restaurants.</p>				

Change of Manager	<p>8. Change of Manager or to Register the Manager of a Tavern, Hotel and Restaurant, Lodging & Entertainment liquor license or licenses pursuant to section 12-47-301(8).</p> <p>(a) Change of Manager (attach Individual History DR 8404-I H/R, Tavern and Lodging & Entertainment only) Former manager's name <u>KRISTIN FROST</u> New manager's name <u>ANDREW SHAFFNER</u></p> <p>(b) Date of Employment <u>11/15/09</u> Has manager ever managed a liquor licensed establishment?..... Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Does manager have a financial interest in any other liquor licensed establishment?..... Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, give name and location of establishment _____</p>
Modify Premises or Addition of Optional Premises or Related Facility	<p>9. Modification of Premises, Addition of an Optional Premises, or Addition of Related Facility</p> <p>NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities.</p> <p>(a) Describe change proposed _____ _____ _____</p> <p>(b) If the modification is temporary, when will the proposed change: Start _____ (mo/day/year) End _____ (mo/day/year)</p> <p>NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS \$300.00</p> <p>(c) Will the proposed change result in the licensed premises now being located within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary? (If yes, explain in detail and describe any exemptions that apply) Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(d) Is the proposed change in compliance with local building and zoning laws?..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(e) If this modification is for an additional Hotel and Restaurant Optional Premises or Resort Complex Related Facility, has the local authority authorized by resolution or ordinance the issuance of optional premises? Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises.</p> <p>(g) Attach any existing lease that is revised due to the modification.</p>
Tavern Conversion	<p>10. Tavern Conversion</p> <p><i>(Note* Must be completed by August 10, 2017 as the Tavern conversion will no longer be permitted. Only Tavern licenses issued before August 10, 2016, that do not fit the definition of a tavern as defined in section 12-47-103(38), C.R.S. may convert to a different license type.)</i> Please pick one of the following choices:</p> <p>(a) I wish to convert my existing Tavern Liquor License # _____ to a Lodging and Entertainment Liquor License?..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(b) I wish to convert my existing Tavern Liquor License # _____ to a _____ Liquor License?..... Yes <input type="checkbox"/> No <input type="checkbox"/></p>

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 GENERAL MANAGER	Date 01-08-22
Report and Approval of LOCAL Licensing Authority (CITY / 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 applicable provisions of Title 12, Articles 46 and 47, C.R.S., as amended. Therefore, This Application is Approved.		
Local Licensing Authority (City or County) SAN MIGUEL COUNTY		Date filed with Local Authority 03-07-2022
Signature	Title CHAIRMAN, BOARD OF COUNTY COMMISSIONERS	Date 3-16-2022
Report of STATE Licensing Authority		
The foregoing has been examined and complies with the filing requirements of Title 12, Article 47, C.R.S., as amended.		
Signature	Title	Date



AGENDA ITEM 6b

TITLE:

Consideration of the re-appointment of Keith Maddox to the 7th Judicial Community Corrections Board./MOTION

Presented by:

Time needed:

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

Description:



4:00 PM (14 minutes ago)

Nikki Huskey <st7dccb@yahoo.com>

to bocc@sanmiguelcountyco.gov

Hi! My name is Nikki Huskey with the 7th Judicial Community Corrections Board. Keith Maddox of Norwood has served as your representative to the 7th Judicial District Community Corrections Board for several terms and has proven to be a valuable asset to our program. His current term expires at the end of our fiscal year which is on June 30th, 2022.

Keith has agreed to continue to serve another term of 2 years if reappointed by your BOCC. Your options are to either to reappoint Keith or appoint another qualified individual in his place. Given his experience in our program and the steep learning curve required of new board members unfamiliar with our program, we strongly recommend his reappointment.

Please notify me via email of your decision as soon as possible. We will place this matter at our end of fiscal year meeting in June 2022.

Thank You,

Nikki Huskey

7th Judicial District Community Corrections Board Coordinator

970-456-7240



AGENDA ITEM 6c

TITLE:

Approval of Chair's signature on the San Miguel County Behavioral Health Solutions (BBS) Grantee agreement with the Uncompahgre Medical Center.

Presented by:

Time needed:

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[Behavioral Health Solutions Agreement with UMC.pdf](#)

Description:

**SAN MIGUEL COUNTY BEHAVIORAL HEALTH SOLUTIONS (BBS)
GRANTEE AGREEMENT**

This Agreement is made and entered into this __ day of _____ 2022 by and between the Board of County Commissioners of San Miguel County, Colorado, hereinafter referred to as "County", and Uncompahgre Medical Center, a non-profit organization, school district, or other governmental entity or agency, hereinafter referred to as "Grantee."

WHEREAS, Grantee has requested that the County authorize and appropriate funds in the County's 2022 Mental Health Fund budget for the use of Grantee for activities that are of benefit to the public of the County; and

WHEREAS, County has determined that a contribution to Grantee of funds for the purposes requested is in the public interest, represents a worthwhile expenditure of public funds, and will benefit the citizens or residents of the County; and

WHEREAS, the County desires to formalize with Grantee the terms and conditions upon which such funding is being budgeted, authorized and appropriated;

NOW, THEREFORE, in consideration for the funding authorized and appropriated by the County to the Grantee, and for other good and valuable consideration, the sufficiency and receipt of which are hereby acknowledged, the parties agree as follows:

1. Grantee hereby agrees to perform the following services as described in Attachment A: Scope of Work.
2. The funding of \$182,682 for behavioral health services, provided to Grantee by the County may, or may not, be in the amount requested by Grantee.
3. If for any reason Grantee is unable to conduct the event, program, study, project, or activity for which the funds were requested, the funds shall be returned and shall not be invoiced to the County, and the Grantee will notify the County in writing that the purpose for which the funds were requested will not be completed as proposed or described in the funding request.
4. Any and all funds granted by the County to Grantee will be used for the purpose proposed, and for no other purpose.
5. Grantee will recognize San Miguel County as a financial contributor, sponsor, or partner in all forms of media throughout 2022, including, but not limited to being recognized as a sponsor of all events, services, fundraisers, galas, ribbon cuttings, for the duration of 2022 and shall be provided specific recognition commensurate with County funding.
6. Grantee will cooperate with San Miguel County personnel for the creation of appropriate press releases, photo opportunities, or news articles related to the provision of county funding.
7. Grantee will provide the San Miguel Behavioral Health Solutions Panel with a six month and annual reports. The reports shall be submitted to the San Miguel Behavioral Health Solutions Panel. Such report shall contain sufficient detail to allow the County to verify that provided funding was used in accordance with the Grantee's funding request and with the terms of this agreement. Grantee hereby acknowledges that failure to provide a written report on a timely basis may be cause for denial of future funding requests.
8. Notwithstanding the funds provided by County to Grantee, the County has no other responsibility to Grantee for completion of any project, event, study, or activity, and will neither bear liability nor responsibility for any injuries, damages, or claims related to such project, event, study project or other activity. Grantee agrees to ensure County against any such claims resulting from the

actions of Grantee, its agents, employees, officers, or directors by naming San Miguel County as an additional insured.

IN WITNESS WHEREOF, THE PARTIES HERETO AFFIRM THEIR AGREEMENT WITH THEIR SIGNATURES BELOW AND WARRANT THAT THE PERSONS SIGNING THIS AGREEMENT ARE AUTHORIZED TO DO SO.

Board of County Commissioners of San Miguel County, Colorado

Kris Holstrom, Chair
Date:

Attest:

Carmen Warfield, Deputy Clerk to the Board
Date:

ORGANIZATION

(! J Jf; ;) GGP

Name: (1-01
Date: 07,, ...! / isl

ATTACHMENT A
SCOPE OF WORK
San Miguel Behavioral Health Solutions
Uncompahgre Medical Center (UMC)

Grantee agrees to complete the following activities to support the staffing, curriculum, professional development, and programming of a behavioral health program in the Telluride School District as specified below.

A. PROJECT UMC Application for use of Mill Levey Funds

Funding has been awarded to Uncompahgre Medical Center to accomplish the goal(s) of

- I. Continue and improve processes to provide access to affordable behavioral health services in an integrated model
2. Better align and provide behavioral health services to minority communities e.g., Latinx
3. To ensure UMC's services continue to fulfill its mission for quality outcomes, while meeting the new demands of Behavioral Health requirements.

The grantee affirms that the personnel providing services funded through the County are familiar with the terms, conditions, and specifications of the grant, and the Grantee agrees that all services provided shall be in compliance with the terms, conditions, and specifications of the grant.

B. AGREEMENTS

I. The County agrees to:

- c. Monitor the provision of services purchased under this agreement.

2. Grantee agrees:

- a. Provide the San Miguel Behavioral Health Solutions Panel with reports 6 months and 12 months after funding is approved. Grantee will use the report template provided by the County. The report shall be submitted to the San Miguel Behavioral Health Solutions Panel. Such report shall contain sufficient detail to allow the County to verify that provided funding was used in accordance with the Grantee's funding request and with the terms of this agreement.



AGENDA ITEM 6d

TITLE:

Acceptance of the February 2022 Road Report

Presented by:

Time needed:

PREPARED BY:

Phyllis Shaffer, Road and Bridge

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[2.22.docx](#)

Description:



ROAD & BRIDGE DEPARTMENT

RYAN RIGHETTI, ROAD SUPERINTENDENT

Road Report February 2022

Road and Bridge received some assistance from a resident through the County Tax Program. They assisted our Norwood Crew performing crack seal. Weather caused some delay in work, however their assistance is appreciated.

Road and Bridge attended our annual Schedule A meeting with the USFS. Topics regarding road maintenance and repair projects were discussed between agencies. With the retirement of Grant Clark, Todd Axtell will take over as the new contact for the Forest. Mr. Axtell is the Norwood District Road Engineer. We discussed the replacement of the Imogene Rd bridges, the USFS will work on sending personnel to assist with the assembly of the structures to ensure the last two bridges are completed this summer.

Road and Bridge focused on completing the engineering for the paving project to be completed on CR K69 this summer. The latest engineering estimate put the final figure quite a bit over what was estimated in 2019. A request for additional CMAQ funding was submitted and approved by CDOT. This increase will require a bit more match, but the costs are still a major savings for the overall paving of the roadway.

Similar to our CMAQ project, our off system bridge project on CR 55P is estimated to be higher than planned. Meetings and discussion with the engineering firm, HOA, CDOT and County have been occurring frequently. This is one of the last bridges in our system that need to be upgraded.

Road and Bridge budgeted for the replacement of two personnel vehicles, pickup trucks this year. Challenges with ordering and locating new vehicles have continued this season with delays in supply. We decided to move forward with the purchase of three pre-owned low mile vehicles to reduce costs and replace trucks where maintenance and repairs make it difficult to justify keeping them in the fleet.

Crews from all districts attended the MSHA annual refresher training. This annual training is mandatory for those working in and around our gravel pits. Our newer employees will be taking the New Miner training next month.

Deep Creek District 1:

Deep Creek personnel used time between storms to push back and clear roads for more snow on most roads in the District. Crew serviced and worked on the snow blower so it could be used in areas where wind loads and larger snow amounts occur. Crew attended the annual MSHA refresher at the Norwood Yard. Crews performed snow and rock removal as needed. Ice flows and drainages were cleared where freezing water caused flows to creep onto roadways. Vehicle and equipment maintenance and repairs were performed as needed.

P.O. BOX 426 • Norwood, Colorado 81423 • (970) 327-4835 •
ryanr@sanmiguelcountyco.gov

Norwood District 2:

Hauled road cinders to Egnar for ice control material stockpile. Plowed and sanded roads in the District as needed in response to snow storms. Road checks were performed daily to report and address issues on the roadways. Pothole patching was performed on County Roads 43ZS, AA42 and 44ZS. Warmer weather allowed for crew members to grade a portion of County Road 43ZS. Crew from Norwood fired up the crack sealer that was recently repaired. Several potholes on CR Z44 were filled with gravel. Crews worked on cleaning around the shop between storms and projects. Norwood hosted the Annual MSHA Refresher. Vehicle and equipment maintenance and repair were performed as needed.

Basin District 3:

Basin personnel spent the majority of the time this month servicing vehicles and equipment and shop maintenance. Personnel took advantage of the weather to catch up and get ahead on services so time can be focused on grading when conditions change quickly. Repairs were made to the Indian Springs well and water dock. This dock is used by many locals as well as our County staff to fill water cisterns that feed homes and facilities. Spot graveling was done and gravel surfaces were repaired on County roads 25R, U29W and K20E. Crews were able to grade portions of the road on CR 28T during one of the warm spells this month. Crew from Basin assisted Norwood with their crack sealing project.

Egnar District 4:

February snows kept our Egnar crew busy with plowing snow on roads in the Egnar area as well as assisting the Basin crew clearing roads in the Disappointment area. Egnar personnel assisted Norwood with crack seal operations. Time was spent grading rough sections on CR Q1 near Cougar Hill. Culvert cleaning and tree trimming was also performed where needed on CR Q1. Lights were installed on the water truck. Crew performed vehicle and equipment maintenance and repairs as needed. Time was spent cleaning the shop and facility between road projects.

Our Road and Bridge mechanic was busy this month keeping our fleet up and running. The following units received maintenance, repairs and or services during the month of February.

Unit 315, 2007 Dodge 2500 Pickup - Remove tires, brake caliper, brake rotor, wheel bearing assembly, axel shaft, upper and lower ball joints, tie rod ends. Install new upper and lower ball joints and tie rod ends. Fix steering wheel issues.

Air brake systems training.

Unit 255, 1989 International End Dump – Cut a hole for transmission shifter. Install shift adapter. Install shifter. Make cover plate.

Time was spent cleaning the shop

Unit 300, 2003 Crack Sealing Machine - Prep crack sealer for mix. Remove oil soaked insulation, remove broken bolts, weld in new bolts, install new insulation, install new burner box, install burner, add heat transfer oil and hook up battery, prime fuel system. Add heat transfer oil. Diagnose engine shutting off. Test equipment. Remove burner box, fix insulation, install burner box, test unit. Tar material leaking. Fix leaking pipe.

Time was spent performing online parts procurement.

Unit 181, 1967 Cat D7E Dozer - Adjust shift linkage.

Unit 383, 2007 Fairgrounds Skid Steer - Inspect for defect. Check for coolant leak. Remove radiator, radiator shroud, radiator guard, radiator hoses and water pump.

Unit 263, 1983 International Snowplow - Remove front plow. Inspect transfer case.

Unit 259, 2000 Ford F250 - Drill out spark plug threads, re-tap threads, install helix coil, new spark plug and new coil.

Unit 369, 2020 JD 772GP Leased Grader - Install new cutting edges.



AGENDA ITEM 6e

TITLE:

Approval of Chair's signature for an IGA between SMC, the library and SMART regarding remote locker installation at the county-owned intercept lot for library patrons to pick-up library hold materials without having to travel to Telluride and/or Mountain Village

Presented by:

Time needed:

PREPARED BY:

Nancy Hrupcin, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[RemoteLockerMOU2022 \(1\).pdf](#)

Description:

**INTERGOVERNMENTAL AGREEMENT REGARDING REMOTE LOCKER
INSTALLATION**

BY AND BETWEEN

**SAN MIGUEL COUNTY PUBLIC LIBRARY DISTRICT NO. 1, SAN MIGUEL
COUNTY, AND SAN MIGUEL AUTHORITY FOR REGIONAL TRANSPORTATION**

This **INTERGOVERNMENTAL AGREEMENT REGARDING REMOTE LOCKER INSTALLATION** (the “**Agreement**”) is made and entered into as of the 30th day of ___ March _____, 2022 by and between **SAN MIGUEL COUNTY PUBLIC LIBRARY DISTRICT NO. 1**, a library district and political subdivision, duly organized and existing under the laws of the State of Colorado, (“**Library**”), **SAN MIGUEL COUNTY, COLORADO**, a body corporate and politic, acting by and through its Board of County Commissioners (“**County**”), and **SAN MIGUEL AUTHORITY FOR REGIONAL TRANSPORTATION**, a Regional Transportation Authority and political subdivision of the State of Colorado, created pursuant to title 43, article 4, part 6, Colorado Revised Statutes (“**SMART**”). Collectively referred to herein as the “**Parties.**”

WHEREAS, the Parties wish to enter into this Agreement to authorize the District to install a remote locker system in the Lawson Hill Intercept Parking and Public Transit Lot (“**Intercept Lot**”) to enable Library patrons to pick-up library hold materials without having to travel to Telluride and/or Mountain Village; and

WHEREAS, the County owns the Intercept Lot, as more specifically described in that Special Warranty Deed and Declaration of Restrictive Use Covenants to the County, dated as of May 11, 2004 and recorded on May 13, 2004 at Reception #366163 in the San Miguel County real estate records, a copy of which is attached hereto as **Exhibit A**; and

WHEREAS, SMART operates and manages the Intercept Lot, pursuant to that certain First Amended and Restated Intergovernmental Agreement for Traffic Services, dated January 23, 2019, a copy of which is attached hereto as **Exhibit B and Exhibit D**; and

WHEREAS, installation of the remote locker in the Intercept Lot will benefit Library patrons through added convenience and access to materials twenty-four hours a day and outreach to future growth areas, such as Lawson; and

WHEREAS, installation of the remote locker system in the Intercept Lot is in the best interest of County and SMART constituents because it is anticipated to reduce traffic on the West Colorado Avenue Spur, reduce vehicle trips to and from Telluride and Mountain Village, and relieve parking demands; and

WHEREAS, access to the materials in the remote locker is a public service provided by the Library at no cost to the public and is not a commercial project; and

WHEREAS, the Parties, as Colorado government entities, are constitutionally and statutorily empowered pursuant to Article XIV §18 of the Colorado Constitution and Sections 29- 1-201, *et seq.*, C.R.S., to cooperate or contract with one another via intergovernmental

agreement to provide functions, services, or facilities authorized to each cooperating government.

NOW THEREFORE, the Parties agree as follows:

1. Purpose. This Agreement authorizes the Library to install a remote locker for library holds pick-up in the Intercept Lot, which is anticipated to result in fewer vehicle trips to Telluride and Mountain Village thereby reducing traffic and parking issues.
2. Library Responsibilities. The Library shall bear all costs to purchase and install the remote locker in the Intercept Lot, the plans and location of which are depicted on Exhibit C attached hereto and made a part hereof. The Library shall have the sole responsibility for, and shall pay all costs associated with, the operation and maintenance of the remote locker.
3. Remote Locker Location. The County and SMART hereby authorize the remote locker to be installed in the Intercept Lot and grant the Library full access to the remote locker to fulfill Library responsibilities under this Agreement. The remote locker requires access to reliable internet and electricity. Therefore, the remote locker must be located adjacent to the public restrooms in the Interceptor Lot as depicted on Exhibit C. This placement may require relocation of the existing trash receptacles.
4. Identification Signage. The Library shall, at its option, have the right to erect and maintain signage to identify the remote locker and provide instructions for its use. The Library may also erect and maintain signage at locations and of a size, shape and color to be approved by SMART in writing to guide vehicle and pedestrian traffic to the remote locker location.
5. Term: Termination. The term of this Agreement shall be perpetual, unless terminated by any Party upon ninety (90) days written notice.
6. Entire Agreement. This Agreement constitutes the entire agreement between the parties with respect to the matters addressed herein. Any prior agreements, promises, negotiations or representations not expressly set forth in this Agreement are of no force and effect.
7. Modification; Amendment. This Agreement may be amended or modified by written agreement duly authorized and executed by the parties.
8. Assignment. Neither party may assign this Agreement or parts hereof or its rights hereunder without the express written consent of the other party.
9. Governmental Immunity. Nothing in this Agreement shall be construed to be a waiver, in whole or in part, of any right, privilege, or protection afforded to the Parties or their governing boards, officers, employees, servants, agents, or authorized volunteers, pursuant to the Colorado Governmental Immunity Act, Sections 24-10-101, *et seq.*, C.R.S.
10. Annual Appropriations. The obligations of the Parties hereunder are subject to annual appropriation and do not constitute multiple year fiscal obligations or debt of any party.

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11. Governing Law. The terms, conditions, and provisions of this Agreement shall be governed and construed pursuant to the laws of the State of Colorado. Venue for any legal action relating to this Agreement shall be the District Court in and for the County of San Miguel, Colorado.

12. Severability. If any covenant, term, condition, or provision of this Agreement is, for any reason, held to be invalid or unenforceable, the invalidity or unenforceability of such covenant, term, condition, or provision will not affect any other provision herein contained.

13. Counterparts. This Agreement may be executed in one or more counterparts, each of which shall constitute an original and all of which shall constitute one and the same document.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the day and year first above written.

SAN MIGUEL COUNTY PUBLIC LIBRARY
DISTRICT #1



President

Attest:

JOHN WOTRZENSKI 3/21/22

Sarah Landeryou, Library Director

SAN MIGUEL COUNTY, COLORADO

Attest:

**SAN MIGUEL AUTHORITY FOR
REGIONAL TRANSPORTATION**

Attest:

EXHIBIT A
SPECIAL WARRANTY DEED

EHIBIT B
TRAFFIC SERVICES IGA

State Documentary Fee
Date MAY 13, 2004
\$ EXEMPT RJG

SPECIAL WARRANTY DEED AND
DECLARATION OF RESTRICTIVE USE COVENANTS

THIS SPECIAL WARRANTY DEED and DECLARATION OF RESTRICTIVE USE COVENANTS is made as of this 11th day of May, 2004 ("**Effective Date**"), by and between LOT A-1, LAWSON HILL, LLC, a Colorado limited liability company, whose address 200 San Miguel River Drive, Telluride, Colorado 81435 ("**Grantor**") and SAN MIGUEL COUNTY, COLORADO, acting by and through THE BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL COUNTY, COLORADO, whose address is 333 W. Colorado Ave., P.O. Box 1170, Telluride, Colorado 81435 ("**Grantee**").

Grantor, for and in consideration of the sum of Ten Dollars and other good and valuable consideration, including the compliance with the covenants and restrictions contained herein, the receipt and sufficiency of which is hereby acknowledged, hereby sells and conveys to Grantee, its successors and assigns forever, and warrants the title against all persons claiming under the Grantor, all the real property together with road right of way improvements, if any, situate, lying and being in San Miguel County, Colorado, more particularly described as follows ("**Property**"):

Lot HUB-2C, Lawson Hill PUD, as the same are shown and established on that certain Replat ("**Replat**") recorded on May 13, 2004, in Reception No. 366152, Plat Book 1, at Page 3272 in the official records of the Clerk and Recorder for San Miguel County, Colorado ("**Official Records**").

TOGETHER WITH all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof; and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or in equity, of, in and to the above conveyed premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the Property above conveyed and described, with the appurtenances unto Grantee, its successors and assigns forever, subject to all agreements, easements, covenants and restrictions of record and further subject to the covenants and restrictions contained herein.

RESTRICTIVE COVENANT

By its acceptance of the delivery of this deed, Grantor and Grantee agree to the following covenants, restrictions, rights, duties and obligations ("**Covenants**"):

- (i) That the Property may only be used by the public for parking of vehicles and/or for public transit functions and related ancillary purposes, any such uses shall be consistent with a transportation management plan adopted by San Miguel County, which possible uses, as well as related ancillary uses, include by way of illustration, and not as a limitation, a vehicle parking lot operated for use by members of the public, a bus shelter, a bicycle shelter, public restrooms, a public gondola station and/or facilities related to a public gondola system, and other similar public transit facilities, all such facilities shall be constructed in compliance with applicable Lawson Hill PUD Design Review Board standards and requirements;
- (ii) That the Property may not be used for the following purposes: non-public transit related office facilities, storage of materials or equipment, the repair and/or maintenance of motor vehicles, and commercial uses, including, but not limited to, lodging, convenience stores, restaurants, or retail stores; and

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- (iii) That no permanent or temporary structure or improvement, other than those of the type and nature permitted herein, may be placed, constructed or otherwise installed on the Property.

The Covenants granted and agreed to herein and the burdens, duties and obligations imposed and agreed to herein shall run with the Property and shall be binding upon and shall inure to the benefit of, and be a burden upon, the heirs, designees, successors and assigns of the Grantor and Grantee.

This Deed and the rights and obligations of Grantor and Grantee, including the Covenants, shall be interpreted, construed and enforced in accordance with the laws of the State of Colorado. In the event of any interference or threatened interference with the property interest herein granted or with the other rights and obligations of the Parties hereunder, a party may pursue all available remedies, including, without limitation, injunctive relief or specific performance to ensure performance of another party's obligations hereunder. In any action for enforcement of rights hereunder, the prevailing party shall be entitled to an award for recovery of their reasonable actual costs and fees, including reasonable attorney fees incurred.

[SIGNATURES APPEAR ON THE NEXT PAGE]

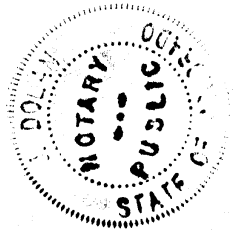
IN WITNESS WHEREOF, Grantor and Grantee have each executed this instrument intending it to become effective as of the Effective Date.

GRANTOR:

LOT A-1, LAWSON HILL, LLC,
a Colorado limited liability company

By: *William Ellison*
William Ellison, Manager

Date: 5/11/04



STATE OF COLORADO)
) ss.
COUNTY OF SAN MIGUEL)

Acknowledged, subscribed and sworn to before me this 11 day of May, 2004 by William Ellison,
Manager of Lot A-1, Lawson Hill, LLC, a Colorado limited liability company.

Witness my hand and official seal.

Dolan
Notary Public

My commission expires: 4/5/08

GRANTEE:

SAN MIGUEL COUNTY, COLORADO, ACTING BY AND THROUGH
THE BOARD OF COUNTY COMMISSIONERS
OF SAN MIGUEL COUNTY, COLORADO

By: *Vern Ebert*
Vern Ebert, Chair

Date: 5-11-04

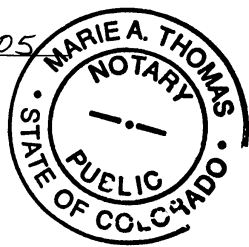
STATE OF COLORADO)
) ss.
COUNTY OF SAN MIGUEL)

ACKNOWLEDGED before me this 11 day of May, 2004, by Vern Ebert who
acknowledged himself to be the Chair of the Board of County Commissioners of San Miguel County,
Colorado.

Witness my hand and official seal.

Marie A. Thomas
Notary Public

My commission expires: 02/05/05



**FIRST AMENDED AND RESTATED
INTERGOVERNMENTAL AGREEMENT FOR
TRANSPORTATION SERVICES BETWEEN SAN MIGUEL COUNTY AND
THE SAN MIGUEL AUTHORITY FOR REGIONAL TRANSPORTATION**

THIS FIRST AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT FOR TRANSPORTATION SERVICES ("Agreement") is entered into effective as of 01/23, 2019 between the San Miguel Authority for Regional Transportation, a Regional Transportation Authority and political subdivision of the State of Colorado created pursuant to title 43, article 4, part 6, Colorado Revised Statutes ("SMART") and San Miguel County, Colorado ("County"), a body corporate and politic acting by and through its Board of County Commissioners.

RECITALS

WHEREAS, pursuant to title 43, article 4, part 6, Colorado Revised Statutes, as amended, Colorado counties and municipalities are authorized to establish, by contract, regional transportation authorities, which are authorized to finance, construct, operate and maintain regional transportation systems; and

WHEREAS, the Town of Telluride, the Town of Mountain Village and San Miguel County approved an Intergovernmental Agreement dated November 9, 2016 providing for the creation of SMART as a regional transportation authority pursuant to Colorado Regional Transportation Authority Law, Title 43, Article 4, Part 6, C.R.S., as amended, which Intergovernmental Agreement was entered into following the approval of the establishment and funding of SMART by the registered electors of the Town of Telluride, Town of Mountain Village and San Miguel County, respectively, at the general election conducted on November 8, 2016 ("SMART IGA"); and

WHEREAS, the process leading to the formation of SMART originally began with the San Miguel County Transit Advisory Committee formed in July of 2010 to provide regional transit coordination and planning, and was pursued in various forms after that time until the formation of SMART; and

WHEREAS, the members of SMART each currently operate their own inter-entity transit services; and

WHEREAS, the goal of SMART is to provide cost-effective and efficient transportation service to the region by centralizing resources and funding; and

WHEREAS, SMART eventually plans to own and operate vehicles for transportation purposes, employ drivers and other staff to operate such vehicles and manage SMART, and establish short-term and long-term service plans and levels for the region; and

WHEREAS, pursuant to title 29, article 1, part 2, C.R.S., as amended, and article XIV, section 18 of the Colorado Constitution, governments may contract with one another to provide any function, service or facility lawfully authorized to each of the contracting units and any such contract may provide for the joint exercise of the function, service or facility, including the establishment of a separate legal entity to do so; the County is legally authorized to provide mass transportation services and to contract with other entities to provide such services pursuant to §30-11-101(1)(f), C.R.S.; and

WHEREAS, Section 6.02(b) of the SMART IGA states “The Authority may enter into contracts with any Member or other person or entity for the provision of transit services in the manner and subject to the terms of the contracts;” and

WHEREAS, Section 6.02(a) of the SMART IGA states that “The Authority shall coordinate and may operate and fund Regional Transit Services as described in Appendix D thereto, the Initial Service Plan, as may be amended from time to time per Article XI herein;” and

WHEREAS, Section 6.04 of the SMART IGA states that “The Authority shall not assume responsibility for the operation, funding or maintenance of any transit services provided by a member as set forth in Appendix D without the approval of that Member and of the Authority;” and

WHEREAS, the County had been supervising the “Ridgway Van Pool Program” whereby employees in the Ridgway area operated a County owned van pursuant to a Colorado Department of Transportation (“CDOT”) agreement identified as follows: CDOT Contract #15-HRT-ZL-150, the term for which expired on December 31, 2017. The van is currently owned by CDOT, which will retain title to it until November 2019. The VIN for the Ridgway commuter van is: VIN# 1FBAX2CG9GKA29827 (RWY-29827). The current management of that program has been transferred to SMART and SMART has assumed said management and desires to continue the management responsibility and control for the continued operation of the Ridgway Van Pool Program in the sole discretion of SMART; and

WHEREAS, the County had been supervising the “Montrose Van Pool and Shuttle Program” whereby employees in the Montrose area operate a van pursuant to a CDOT grant identified as follows: CDOT Contract #15-HRT-ZL-150, the term for which expired on December 31, 2017. The van is currently owned by CDOT, which will retain title to it until November 2019. The VIN for the van is: VIN# 1FBAX2CG7GKA29826 (MTJ-29826). The current management of that program has been transferred to SMART and SMART has assumed said management and desires to continue the management responsibility and control for the continued operation of the Montrose Van Pool and Shuttle Program in the sole discretion of SMART; and

WHEREAS, the County owns the Lawson Hill Parking Intercept Parking and Public Transit Lot, (“Intercept Parking Lot”) and more specifically described in that Special Warranty Deed and Declaration of Restrictive Use Covenants to the County dated as of May 11, 2004 and recorded on May 13, 2004 at Reception #366163 in the San Miguel County real estate records, a copy of which is attached hereto as Exhibit “1” (“Deed”). The primary, long-term purpose of the

Intercept Parking Lot is to provide free, public, day-use parking for both commuters, including Lawson Hill residents, and visitors who would then use alternative transportation such as a bus or bicycle and/or carpool to travel to and from the Towns of Telluride, Mountain Village, or elsewhere in the region. The intent of this Intercept Parking Lot is to function as part of an overall regional transportation system to reduce vehicle trips to and from Telluride or Mountain Village, reduce traffic on the West Colorado Avenue Spur and to relieve parking demands within these towns. The County desires to transfer management of the Intercept Parking Lot to SMART and that SMART assume responsibility for the Intercept Parking Lot in accordance with the terms and conditions set forth herein; and

WHEREAS, the County also owns that parcel of real property located in San Miguel County commonly known as the Fairgrounds Lot, more specifically described in that Quit Claim Deed to the County dated January 6, 1965 and recorded on January 8, 1965 at Reception #158140 in the San Miguel County real estate records. An aerial photograph outlining the parking area is attached hereto as Exhibit "2" (the "Fairgrounds Lot Parking Area"). The County desires to transfer use of the parking area of the Fairgrounds Lot to SMART and that SMART assumes use of the Lot in accordance with the terms and conditions set forth herein; and

WHEREAS, the County currently collects the San Miguel County real estate transfer assessment on the sale of parcels of real property located in County approved subdivisions. The County desires to continue to assign such funds to SMART, on the terms and conditions provided herein; and

WHEREAS, the County and SMART entered into an Intergovernmental Agreement for Transportation Services on December 6, 2017 (2017 IGA) outlining the transition of SMART to assume funding of and manage certain regional transit services currently provided by the County, which terms and conditions contained herein are fully restated and/or modified in this First Amended and Restated Intergovernmental Agreement and reflect the complete understanding of the parties

AGREEMENT

NOW, THEREFORE, for and in consideration of the mutual covenants set forth below, the County and SMART hereby agree as follows:

I. Scope of Regional Bus Services for Norwood Down Valley/Placerville and Lawson Hill. SMART shall provide regional transit services with the minimal levels of service and routes set forth on the Regional Service Schedule and Route Map, attached hereto as Exhibit "3" (the "Services"). The Regional Service Schedule and Route Map may be amended in the reasonable discretion of SMART.

II. Montrose and Ridgway Shuttle Van Programs. SMART has assumed management of the Montrose and Ridgway Van Pool Programs as provided in the Shuttle Van Program Scope of Services, attached hereto as Exhibit "4." However, in accordance with applicable CDOT grant requirements, the County shall retain legal title to both shuttle vans until such time as the County

transfers title to such shuttle vans to SMART. SMART shall maintain the Colorado mandated motor vehicle insurance coverage for both vans in the amounts specified herein.

III. Insurance Requirements and Hold Harmless.

- a) SMART shall secure such insurance as it deems necessary to protect the interest and property as set forth in this Agreement. Because it shall be largely responsible for transit overall operations, SMART shall, except as noted, procure and maintain the minimum insurance coverage listed below, which shall act as primary insurance regarding transit operations.
- b) The County shall be endorsed as an additional insured to SMART's General Liability and Comprehensive Automobile Liability policies of insurance or self-insurance for the term of this Agreement; to the extent such insurance coverages are applicable to SMART's obligations hereunder. Within 10 business days of execution of this Agreement by SMART, SMART shall furnish the County with a certificate of insurance for such coverages, to which the County shall be endorsed as an additional insured. Such certificate of insurance shall provide that in the event such insurance coverages are canceled, terminated, revoked and/or not renewed, that the County will be provided with at least ten (10) days prior written notice of such action.
- c) Worker's Compensation insurance or self-insurance to cover obligations imposed by applicable laws for any employee engaged in the performance of work under the transit services portion of this Agreement, and Employers Liability insurance with minimum limits of One Hundred Thousand Dollars (\$100,000.00) each accident, One Hundred Thousand Dollars (\$100,000.00) disease-each employee. Evidence of qualified self-insured status may be substituted for the Worker's Compensation requirements of this paragraph.
- d) General Liability insurance or self-insurance with minimum combined single limits of One Million Dollars (\$1,000,000.00) each occurrence and One Million Dollars (\$1,000,000.00) aggregate. The policy shall include coverage for bodily injury, broad form property damage (including coverage for contractual and employee acts), blanket contractual, independent operators, product, and completed operations.
- e) Comprehensive Automobile Liability insurance or self-insurance with minimum combined single limits for bodily injury and property damage of not less than Six Hundred Thousand Dollars (\$600,000.00) aggregate with respect to each owned, hired or owned vehicle assigned to or used in performance of the services.
- f) SMART and the County each agree to hold the other harmless from any and all third-party claims arising from its own tortuous, negligent or unintentional acts or omissions as committed pursuant to its performance under this Agreement. SMART and the County similarly agree to jointly investigate and defend against a

third party claim as asserted against them, or any of them, arising from the implementation of this Agreement and the operation of the transit system as described herein.

SMART and the County understand and agree that each relies on and does not waive or intend to waive by any provision of this Agreement the monetary limitation or any other rights, immunities, and protection provided by the Colorado Governmental Immunity Act § 24-10-101, *et seq.*, C.R.S., as from time to time amended, or otherwise available to the County and SMART and their respective officers, agents, or employees.

IV. Terms and Conditions of the Deed. SMART shall abide by the terms, conditions and restrictions as set forth in the Deed as attached hereto as Exhibit "1".

V. Transportation Management Plan for Lot HUB-2C, Lawson Hill. Pursuant to the Lawson Hill PUD Development Plan Land Use Matrix amendment recorded November 20, 2002 at Reception No 353234, the County created a Transportation Management Plan ("TMP"). The County adopted the TMP on May 31, 2017, attached hereto as Exhibit "5." SMART shall abide by the terms and conditions of the TMP. Pursuant to the TMP, there shall be no unauthorized overnight parking, no camping, or storage of vehicles, equipment or material. The TMP does allow for the County or its authorized designee to identify specific parking spots for overnight parking. There will be parking spots set aside for overnight CDOT Bustang/Outrider passenger parking only as required by CDOT. The County hereby authorizes SMART as its authorized designee for the purposes of accommodating said overnight parking for Bustang/Outrider passengers.

VI. Lawson Hill Intercept Parking and Public Transit Lot Management. The Intercept Parking Lot is currently being constructed in accordance with an Agreement between the County and the Colorado Department of Transportation, project C C500-009 (21755) dated May 3, 2017. The County hereby transfers the following management of the Intercept Parking Lot to SMART: snow plowing, snow shoveling, seasonal surface sweeping, restriping, replacement of damaged signs, landscape maintenance, restroom janitorial, trash and recycling pickup. In addition, SMART shall be responsible for all utilities associated with the Intercept Parking Lot and enforcement of any restrictive conditions imposed on the lot.

VII. Fairgrounds Parking Lot. SMART shall have permission to access the Fairgrounds Parking Lot for commuter parking and pickup/drop off. SMART will coordinate with the Fairgrounds staff regarding parking management during the County Fair and any special events. SMART agrees to share the cost of any damage mitigation of the Fairgrounds Parking Lot.

VIII. Use of Norwood Road & Bridge Shop Bus Barn. The County authorizes SMART to use two bays at the Norwood Road & Bridge Shop Bus Barn located at 39595 Highway 145, Norwood to park the West End route buses. SMART and/or its contractor is allowed to wash transit vehicles outside of the building and conduct light maintenance inside of the building such as checking fluid levels and cleaning the interior of the buses. SMART shall be responsible for maintaining the cleanliness of the two bays.

IX. Use of County Owned Fueling Stations. The County owns two fueling stations located at the Norwood Road & Bridge Shop and the Deep Creek Shop. SMART has obtained the State of Colorado fuel exemption necessary for the County to sell diesel fuel to SMART. The County will allow SMART to use the County fueling stations only for SMART branded vehicles as long as SMART maintains a valid fuel exemption certificate. SMART contractor owned/branded vehicles are not allowed to use the fueling stations. SMART will be invoiced monthly for the purchased fuel through the County fuel statement process, which shall include a 3-5% administration fee. All invoices shall be paid within thirty (30) days.

X. Assignment of Real Estate Transfer Assessment ("RETA"). The County shall continue to collect and assign and transfer all RETA funds received by the County to SMART.

XI. All Points Program. SMART shall support the All Points Transit Program, to include financial contributions, until other senior services can be provided. A summary of said program is attached as Exhibit "6",

XII. Complaints. SMART shall provide the County with copies of all communications received by users by the 15th of the month following the month in which they occurred. Every complaint, concern or suggestion concerning the Services received by SMART shall be responded to as promptly as practicable by SMART. The parties agree to meet on an as-needed basis to discuss complaint or other feedback received by either party.

XIII. Notice of Accidents and Legal Action. Each party shall notify the other party of any accident concerning the Services provided pursuant to this Agreement as promptly as practicable. Each party shall give the other party prompt notice of any suit or action filed and prompt notice of any claim made against either party arising out of the performance of this Agreement.

XI. Term. The term of this Agreement shall be effective as of the date first written above and shall terminate on December 31, 2019, provided, however, that this Agreement shall be automatically renewed for successive one year terms on the renewal term effective date of January 1, subject to either party having the right to terminate this Agreement upon providing at least ninety (90) days written notice of such termination to the other party prior to the termination effective date.

XII. Expanding Services and/or Equipment. The County Administrator and the SMART Executive Director/Administrator and their designated staffs shall meet no less than annually, during the third quarter of each calendar year, to discuss expansion of the Services and/or equipment used in providing the Services assumed by SMART herein.

XIII. Intergovernmental Memorandum of Agreement Between the Town of Mountain Village and San Miguel County entered into January 20, 2016 ("Mountain Village Van Pool Agreement"). The County and the Town of Mountain Village entered into an Intergovernmental Memorandum Agreement regarding vehicle maintenance services of the Montrose and Ridgway commuter vans on January 20, 2016. With reference to SMART's responsibility for assuming responsibility for managing the Ridgway and Montrose Van Pools as provided in Paragraphs II

and III herein, SMART shall enter into its own agreement(s) for vehicle maintenance services. While the County holds title to the vehicles, SMART shall ensure that they are maintained at the minimum standards as set forth by the manufacturer.

XIV. Miscellaneous Provisions.

- a) Amendment. This Agreement may only be amended by a written agreement signed by the parties hereto. This Agreement may be amended from time to time by written agreement duly authorized and signed by representatives of the parties hereto.
- b) Successors. This Agreement shall be binding upon and shall inure to the benefit of any successors to or assigns of the parties.
- c) Severability. Should any part, term, portion or provision of this Agreement be finally decided to be in conflict with any law of the United States or of the State of Colorado, or otherwise be unenforceable or ineffectual, the validity of the remaining parts, terms, portions, or provisions shall be deemed severable and shall not be affected thereby, provided such remaining portions or provisions can be construed in substance to constitute the agreement that the parties intended to enter into in the first instance.
- d) Adoption. This Agreement shall be effective on the approval of both the Board of Directors of SMART and the Board of County Commissioners of San Miguel County.
- e) Notices. All notices, demands, statements, and requests required or permitted to be given under this Agreement shall be served in writing and shall be deemed to have been properly given or served in any event upon actual receipt, whether received or not, three (3) working days following the depositing of the same in the United States mail, addressed to a party, first class, postage prepaid, by registered or certified mail, return receipt requested, at the address set forth below or at such other address as may be designated in accordance herewith:

County: San Miguel County
c/o County Administrator
PO Box 1170
Telluride, CO 81435

SMART: San Miguel Authority for Regional Transportation
c/o Executive Director/Administrator
P.O. Box 3140
Telluride, Colorado 81435

- f) Conformance with Laws. Each party hereto agrees to abide by and to conform to all applicable laws of the federal government, the state, and any body corporate and politic having any jurisdiction over the subject matter of this Agreement. Nothing

in this section contained, however, shall require any party hereto to comply with any law, the validity or applicability of which shall be contested in good faith and by appropriate legal proceedings.

- g) Execution of Documents; Counterparts. This Agreement shall be executed in two (2) counterparts, either of which shall be regarded for all purposes as one original. Each party agrees that it will execute any and all deeds, instruments, documents, and resolutions or ordinances necessary to give effect to the terms of this Agreement.
- h) Waiver. No waiver by either party of any term or condition of this Agreement shall be deemed or construed as any waiver of any other term or condition, nor shall a waiver of any breach be deemed to constitute a waiver of any subsequent breach, whether the same or of a different provision of this Agreement. Nothing in this Agreement shall be construed as a waiver of any defense or limitation available to either party through the Colorado Governmental Immunity Act (Colorado Revised Statutes § 24-10-101, *et seq.*, as amended).
- i) Enforcement. Every obligation assumed by or imposed upon either party by this Agreement shall be enforceable by the other party by appropriate action, suit, or proceeding at law or equity.
- j) Captions. The captions of the paragraphs of this Agreement are for convenience only and shall not be deemed to be relevant in resolving any question or interpretation or construction of any section of this Agreement.
- k) TABOR Compliance. Notwithstanding anything to the contrary contained in this Agreement, neither the County nor SMART shall have any obligations under this Agreement, nor shall any payments be made in respect of any period after any December 31 of each calendar year during the term of this Agreement, without an appropriation therefore by the Board of Directors of SMART in accordance with an annual budget adopted by the SMART Board of Directors and by the County in accordance with an annual budget adopted by the Board of County Commissioners, in compliance with the provisions of the Local Government Budget law (C.R.S. §29-1-101 *et seq.*), and the TABOR Amendment (Colorado Constitution, Article X, Sec. 20).
- l) Execution. This Agreement, including all attachments, constitutes the entire integrated and merged agreement among the County and SMART and incorporates all prior written or oral understandings and may be amended, supplemented or modified only by a written instrument duly executed by the parties. Receipt of a fully executed conformed copy of this Agreement shall serve as the County's notice to proceed.
- m) Authorization. Each party hereto warrants that the execution and performance of this Agreement has been duly authorized by members of each entity's governing

body at a duly constituted meeting. The County's execution of this Agreement is made and done pursuant to County of San Miguel Ordinance No. 2015-1 and SMART's execution of this Agreement is made and done pursuant to SMART Resolution #2017-032.

- n) Non-Waiver. One or more waivers by any party of any provision, term, condition or covenant herein shall not be construed by any other party as a waiver of any subsequent breach by any other party.
- o) Conflict Resolution. In the event of a conflict between the parties arising from the implementation or interpretation of this Agreement, it is agreed that SMART or the County may call a formal meeting to attempt to resolve said conflict. Said meeting shall be called by providing ten (10) days written notice to the other.
- p) No Third Party Beneficiaries. This Agreement is not intended to create any right in or for the public, or any member of the public, including any contractor, supplier or any other third party, or to authorize anyone not a party to this Agreement to maintain a suit to enforce or take advantage of its terms. The duties, obligations and responsibilities of the parties with respect to third parties shall remain as imposed by law.

IN WITNESS WHEREOF, the County and SMART have caused this Agreement to be executed this 23rd day of January, 2019.

SAN MIGUEL COUNTY, COLORADO:

BY: Kris Holstrom
Kris Holstrom, Chair of the Board of County Commissioners

ATTEST:

Carmen R. Warfield
Carmen Warfield, Clerk to the Board

SAN MIGUEL AUTHORITY FOR REGIONAL TRANSPORTATION:

BY: Todd Brown
Todd Brown, CHAIR OF BOARD

ATTEST:

Dan Avill

LIST OF EXHIBITS

1. Special Warranty Deed for the Lawson Hill Lot
2. Map of the Fairgrounds Parking Lot
3. Regional Service Schedule and Route Map
4. Shuttle Van Program Scope of Services
5. Transportation Management Plan for Lot HUB-2C, Lawson Hill
6. All Points Transit Program Summary

REGIONAL SERVICE SCHEDULE

Obligation	Responsible Party	Comments
Regional Bus Service		
Norwood: Capacity for 50-60 riders over at least 2 trips in the morning from Norwood to Telluride and 2 trips in the evening from Telluride to Norwood, as generally set forth in the Schedule for 2017 attached hereto, as may be amended from time to time by SMART	SMART	2017 Schedule is attached Buses used for the Norwood route will be parked overnight in the San Miguel County shop at 39571 CO Highway 145
Down Valley/Placerville: Capacity for 20 riders minimum with 1 trip mid-day and 1 trip in the evening, as generally set forth in the Schedule for 2017 attached hereto, as may be amended from time to time by SMART		2017 Schedule is attached
Lawson Hill: Capacity of 15 riders during the season that is currently split with the Town of Telluride as follows:		2017 Schedule is attached

State Documentary Fee
Date MAY 13, 2004
EXEMPT RJG

SPECIAL WARRANTY DEED AND
DECLARATION OF RESTRICTIVE USE COVENANTS

THIS SPECIAL WARRANTY DEED and DECLARATION OF RESTRICTIVE USE COVENANTS is made as of this 11th day of May, 2004 ("Effective Date"), by and between LOT A-1, LAWSON HILL, LLC, a Colorado limited liability company, whose address 200 San Miguel River Drive, Telluride, Colorado 81435 ("Grantor") and SAN MIGUEL COUNTY, COLORADO, acting by and through THE BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL COUNTY, COLORADO, whose address is 333 W. Colorado Ave., P.O. Box 1170, Telluride, Colorado 81435 ("Grantee").

Grantor, for and in consideration of the sum of Ten Dollars and other good and valuable consideration, including the compliance with the covenants and restrictions contained herein, the receipt and sufficiency of which is hereby acknowledged, hereby sells and conveys to Grantee, its successors and assigns forever, and warrants the title against all persons claiming under the Grantor, all the real property together with road right of way improvements, if any, situate, lying and being in San Miguel County, Colorado, more particularly described as follows ("Property"):

Lot HUB-2C, Lawson Hill PUD, as the same are shown and established on that certain Replat ("Replat") recorded on May 13, 2004, in Reception No. ~~366152~~ Plat Book 1, at Page ~~3272~~ in the official records of the Clerk and Recorder for San Miguel County, Colorado ("Official Records").

TOGETHER WITH all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof; and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or in equity, of, in and to the above conveyed premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the Property above conveyed and described, with the appurtenances unto Grantee, its successors and assigns forever, subject to all agreements, easements, covenants and restrictions of record and further subject to the covenants and restrictions contained herein.

RESTRICTIVE COVENANT

By its acceptance of the delivery of this deed, Grantor and Grantee agree to the following covenants, restrictions, rights, duties and obligations ("Covenants"):

- (i) That the Property may only be used by the public for parking of vehicles and/or for public transit functions and related ancillary purposes, any such uses shall be consistent with a transportation management plan adopted by San Miguel County, which possible uses, as well as related ancillary uses, include by way of illustration, and not as a limitation, a vehicle parking lot operated for use by members of the public, a bus shelter, a bicycle shelter, public restrooms, a public gondola station and/or facilities related to a public gondola system, and other similar public transit facilities, all such facilities shall be constructed in compliance with applicable Lawson Hill PUD Design Review Board standards and requirements;
- (ii) That the Property may not be used for the following purposes: non-public transit related office facilities, storage of materials or equipment, the repair and/or maintenance of motor vehicles, and commercial uses, including, but not limited to, lodging, convenience stores, restaurants, or retail stores; and

3

- (iii) That no permanent or temporary structure or improvement, other than those of the type and nature permitted herein, may be placed, constructed or otherwise installed on the Property.

The Covenants granted and agreed to herein and the burdens, duties and obligations imposed and agreed to herein shall run with the Property and shall be binding upon and shall inure to the benefit of, and be a burden upon, the heirs, designees, successors and assigns of the Grantor and Grantee.

This Deed and the rights and obligations of Grantor and Grantee, including the Covenants, shall be interpreted, construed and enforced in accordance with the laws of the State of Colorado. In the event of any interference or threatened interference with the property interest herein granted or with the other rights and obligations of the Parties hereunder, a party may pursue all available remedies, including, without limitation, injunctive relief or specific performance to ensure performance of another party's obligations hereunder. In any action for enforcement of rights hereunder, the prevailing party shall be entitled to an award for recovery of their reasonable actual costs and fees, including reasonable attorney fees incurred.

[SIGNATURES APPEAR ON THE NEXT PAGE]

IN WITNESS WHEREOF, Grantor and Grantee have each executed this instrument intending it to become effective as of the Effective Date.

GRANTOR:

LOT A-1, LAWSON HILL, LLC,
a Colorado limited liability company

By: William Ellison
William Ellison, Manager

Date: 5/11/04



STATE OF COLORADO)
) ss.
COUNTY OF SAN MIGUEL)

Acknowledged, subscribed and sworn to before me this 11 day of May, 2004 by William Ellison, Manager of Lot A-1, Lawson Hill, LLC, a Colorado limited liability company.

Witness my hand and official seal.

William Ellison
Notary Public

My commission expires: 4/5/08

GRANTEE:

SAN MIGUEL COUNTY, COLORADO, ACTING BY AND THROUGH
THE BOARD OF COUNTY COMMISSIONERS
OF SAN MIGUEL COUNTY, COLORADO

By: Vern Ebert
Vern Ebert, Chair

Date: 5-11-04

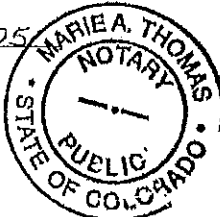
STATE OF COLORADO)
) ss.
COUNTY OF SAN MIGUEL)

ACKNOWLEDGED before me this 11 day of May, 2004, by Vern Ebert who acknowledged himself to be the Chair of the Board of County Commissioners of San Miguel County, Colorado.

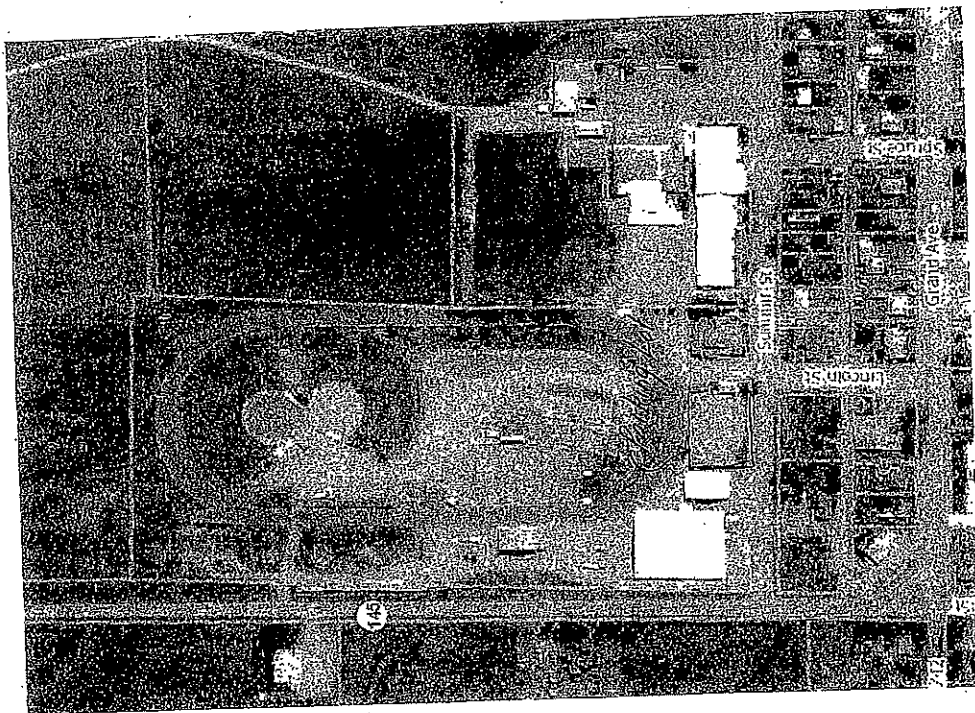
Witness my hand and official seal.

Marie A. Thomas
Notary Public

My commission expires: 02/05/05



Fairgrounds Parking
Lot



REGIONAL SERVICE SCHEDULE

Obligation	Responsible Party	Comments
Regional Bus Service		
Norwood: Capacity for 50-60 riders over at least 2 trips in the morning from Norwood to Telluride and 2 trips in the evening from Telluride to Norwood, as generally set forth in the Schedule for 2017 attached hereto, as may be amended from time to time by SMART	SMART	2017 Schedule is attached Buses used for the Norwood route will be parked overnight in the San Miguel County shop at 39571 CO Highway 145
Down Valley/Placerville: Capacity for 20 riders minimum with 1 trip mid-day and 1 trip in the evening, as generally set forth in the Schedule for 2017 attached hereto, as may be amended from time to time by SMART		2017 Schedule is attached
Lawson Hill: Capacity of 15 riders during the season that is currently split with the Town of Telluride as follows:		2017 Schedule is attached

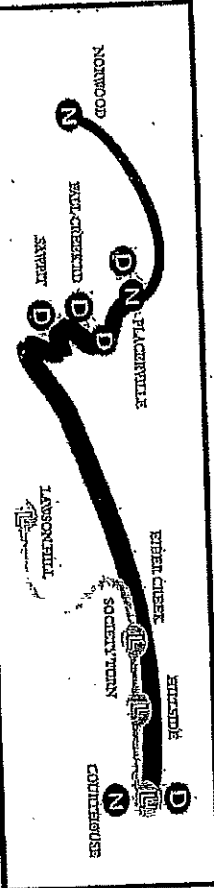
LAWSON HILL SHUTTLE

FREE BAILY
 Courthouse, High School, Hillside,
 Elder Creek, Lawson Hill

Depart: Courthouse
 Arrive: Hillside
 Depart: Hillside
 Arrive: Courthouse

7:00am	7:15am	7:15am	7:30am
7:30am	7:45am	7:45am	8:00am
8:00am	8:15am	8:15am	8:30am
8:30am	8:45am	8:45am	9:00am
9:00am	9:15am	9:15am	9:30am
9:30am	9:45am	9:45am	10:00am
11:30am*	11:45am*	12:25pm*	12:45pm*
3:00pm*	3:15pm*	3:15pm*	3:30pm*
4:30pm	4:45pm	4:45pm	5:00pm
5:00pm	5:15pm	5:15pm	5:30pm
5:30pm	5:45pm	5:45pm	6:00pm
6:00pm	6:15pm	6:15pm	6:30pm
6:30pm	6:45pm	6:45pm	7:00pm
7:00pm	7:15pm	7:15pm	7:30pm
7:30pm	7:45pm	7:45pm	8:00pm
8:00pm	8:15pm	8:15pm	8:30pm
8:30pm	8:45pm	8:45pm	9:00pm
9:00pm	9:15pm	9:15pm	9:30pm
9:30pm	9:45pm	9:45pm	10:00pm

*Route runs Monday to Friday only.
 Please Contact Police Station
 Next day advanced notification requested.



DOWN VALLEY SHUTTLE \$1

MONDAY - FRIDAY SCHEDULE
 Courthouse, High School, Lawson Hill, Searle, Pleasantville

Depart: Courthouse	Arrive: Pleasantville
8:00am	8:30am
11:30am	12:05pm
5:20pm	5:30pm
5:30pm	5:40pm
7:25pm	7:35pm

SATURDAY/SUNDAY SCHEDULE

Depart: Courthouse	Arrive: Pleasantville
8:00am	8:30am
11:30am	12:05pm
5:20pm	5:30pm
5:30pm	5:40pm
7:25pm	7:35pm

The first course from Hillside from the body of 5 Hillside 1981. The second course from the body of 5 Hillside 1981. The third course from the body of 5 Hillside 1981. The fourth course from the body of 5 Hillside 1981. The fifth course from the body of 5 Hillside 1981. The sixth course from the body of 5 Hillside 1981. The seventh course from the body of 5 Hillside 1981. The eighth course from the body of 5 Hillside 1981. The ninth course from the body of 5 Hillside 1981. The tenth course from the body of 5 Hillside 1981.

NORWOOD SHUTTLE \$2

MONDAY - FRIDAY SCHEDULE
 Norwood to Telluride

Depart: Norwood	Arrive: Telluride
7:30am	8:00am
8:30am	9:00am
11:30am	12:05pm
5:20pm	5:30pm
5:30pm	5:40pm
7:25pm	7:35pm

WEEKEND SCHEDULE

Depart: Norwood	Arrive: Telluride
8:00am	8:30am
11:30am	12:05pm
5:20pm	5:30pm
5:30pm	5:40pm
7:25pm	7:35pm

*Lawson Hill to Norwood pickups only.

SHUTTLE VAN PROGRAM SCOPE OF SERVICES

The shuttle van program runs one van every weekday morning, excluding national holidays, from Montrose to Telluride and one van from Ridgway to Telluride. The shuttle van program also runs one van every weekday evening, excluding national holidays, from Telluride to Montrose and one van from Telluride to Ridgway. The vans are 15 person vans.

Reception #448769 Re-recorded to omit the reference to "lease" in Whereas ¶ four.

**RESOLUTION OF THE BOARD OF COMMISSIONERS
OF SAN MIGUEL COUNTY, COLORADO,
ADOPTING A TRANSPORTATION MANAGEMENT PLAN FOR LOT HUB-2C,
LAWSON HILL FOR USE AS A PUBLIC PARK & RIDE FACILITY
AND PUBLIC TRANSIT FUNCTIONS**

Resolution 2017-016

WHEREAS, San Miguel County acquired Lot Hub-2C in the Lawson Hill (LH) PUD for use as an Intercept Parking & Public Transit Lot. The Warranty Deed & Restrictive Use Covenants for this property specifies that the property may only be used by the public for parking of vehicles and/or for public transit functions and related ancillary purposes consistent with a transportation management plan adopted by San Miguel County;

WHEREAS, the primary, long-term purpose of this Intercept Parking lot is to provide free, public, day-use parking for both commuters, including Lawson Hill residents, and visitors who would then use alternative transportation such as a bus or bicycle and/or carpool to travel to and from the Towns of Telluride, Mountain Village, or elsewhere in the region. The intent of this intercept parking is to function as part of an overall regional transportation system to reduce vehicle trips to and from Telluride or Mountain Village, reduce traffic on the West Colorado Avenue Spur and to relieve parking demands within these towns;

WHEREAS, as part of the Special Warranty Deed that granted this property to San Miguel County in 2004, there is a Declaration of Restrictive Use Covenant (Attachment II) that the County as the "Grantee" accepted and agreed to follow. The Covenant sets out what the property may be used for together with what the property may not be used for and the Covenant provides examples of both. The Covenant goes on to state that any such public parking of vehicles and/or transit functions and related ancillary purposes, shall be consistent with a Transportation Management Plan (TMP) adopted by San Miguel County;

WHEREAS, the Board of County Commissioners (BOCC) may in its discretion consider authorizing temporary uses as set out in the Transportation Management Plan. The BOCC or its designee may authorize overnight parking of unoccupied vehicles and may also authorize the use of this facility for special event parking. The TMP will be implemented and managed by the BOCC, its designee or an assigned party. This TMP may be amended or modified by the BOCC in its sole discretion consistent with the terms of the Restrictive Use Covenants as needed to respond to changing circumstances and conditions;

WHEREAS, in a March 16, 2017 letter, Nicole Pieterse, on behalf of Lot A-1, Lawson Hill LLC, identified a number of items in the draft TMP that she states must be revised to ensure compliance with the LH PUD and the 2004 deed restriction. In response the County has advised Nicole Pieterse that it's the BOCC's considered position that the revised draft TMP that is to be considered by the BOCC is in fact consistent with the 2004 Special Warranty Deed and the Declaration of Restrictive Use Covenants;

WHEREAS, the County is entering into a contract to develop a final design for a Park & Ride facility on Lot Hub-2C. The County reserves its legal right to amend the number of intercept parking spaces specified in the Lawson Hill PUD plan approvals to provide a different number of intercept parking spaces;

WHEREAS, the County Planning Department sent out a memo and the draft TMP to the Colorado Department of Transportation, the Lawson Hill Property Owner's Company, the owners of the neighboring Lawson Hill "Hub" lots, the towns of Telluride and Mountain Village, the County Sheriff, the Telluride Fire Protection District, other County staff members, and the BOCC requesting that they review the draft TMP and provide comments, suggestions and/or edits to the TMP;

WHEREAS, the Board of County Commissioners considered the attached Transportation Management Plan, along with relevant evidence and testimony from the public, at a public meeting held on May 24, 2017.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of San Miguel County, Colorado, hereby unanimously adopts the Transportation Management Plan (Attachment I) for Lot Hub-2C, Lawson Hill for use as a Public Park & Ride Facility and Public Transit Functions.

DONE AND APPROVED by the Board of County Commissioners of San Miguel County, Colorado, on May 31, 2017.

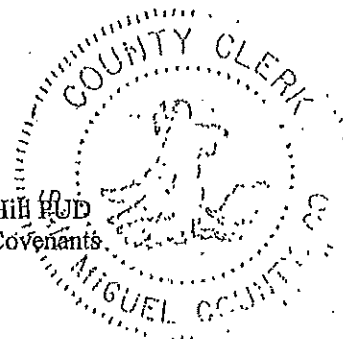
SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS

By: Joan May
Joan May, Chair

Vote:	Joan May	<u>Aye</u>	Nay	Abstain	Absent
	Kris Holstrom	<u>Aye</u>	Nay	Abstain	Absent
	Hilary Cooper	<u>Aye</u>	Nay	Abstain	Absent

ATTEST:

By: Armen P. [Signature]
Chief Deputy Clerk



Attachment I: Transportation Management Plan for Lot Hub-2C, Lawson Hill PUD
Attachment II: Special Warranty Deed and Declaration of Restrictive Use Covenants

[text/lawson/lot.hub2c.lhpud.transport.plan.reso]

ATTACHMENT I

**SAN MIGUEL COUNTY TRANSPORTATION MANAGEMENT PLAN FOR
LOT HUB-2C, LAWSON HILL PUD FOR USE AS A PUBLIC PARK
& RIDE FACILITY AND FOR PUBLIC TRANSIT FUNCTIONS**

In May 2004, San Miguel County acquired Lot Hub-2C in the Lawson Hill (LH) PUD for use as an Intercept Parking & Public Transit Lot. The Warranty Deed & Restrictive Use Covenants for this property specifies that the property may only be used by the public for parking of vehicles and/or for public transit functions and related ancillary purposes consistent with a transportation management plan adopted by San Miguel County. The following is the San Miguel County Board of Commissioners' (BOCC) policy statement concerning the use of this Intercept Parking, Public Transit Lot, and Park & Ride facility and is intended to serve as the Transportation Management Plan as required by the Special Warranty Deed and Declaration of Restrictive Use Covenants recorded with the County Clerk & Recorder on May 13, 2004 at reception #36616. A copy of the Special Warranty Deed and Declaration of Restrictive Use Covenants is attached to this Transportation Management Plan.

In November 2016 San Miguel County was notified that it had been awarded \$1.5 million dollars in CDOT SB 228 Transportation Infrastructure funding to develop Lot Hub-2C as a Park & Ride facility and transit station. All such facilities shall be constructed in compliance with applicable Lawson Hill PUD Design Review Board standards and requirements as well as applicable CDOT requirements.

The primary, long-term purpose of this Intercept Parking lot is to provide free, public, day-use parking for both commuters, including Lawson Hill residents, and visitors who would then use alternative transportation such as a bus or bicycle and/or carpool to travel to and from the Town of Telluride, Mountain Village, or elsewhere in the region. The intent of this Intercept Parking is to function as part of an overall regional transportation system to reduce vehicle trips to and from Telluride or Mountain Village, reduce traffic on the West Colorado Avenue Spur and to relieve parking demands within these towns.

The Intercept Parking Lot / Park & Ride facility is not to be used by businesses or residences within the Lawson Hill PUD or in the region to satisfy the on-site parking requirements for their businesses as set forth in the Lawson Hill PUD Development Plan and Land Use Matrix. This policy is not intended to prevent Lawson Hill residents or businesses from using the intercept parking & Park & Ride lot consistent with its primary purpose as stated herein. The Board of County Commissioners (BOCC) may consider authorizing individual businesses within the Lawson PUD to use a portion of Lot Hub-2C on a temporary/short-term basis to provide additional employee parking and/or overflow parking and/or for temporary staging for their business. The BOCC may, at its sole discretion, authorize such temporary uses if, and when, it determines that such uses would not interfere with or displace commuter parking, Park & Ride opportunities or public transit functions. The BOCC will prioritize authorizing temporary/short-term uses for those uses that are trip reducing and reduce vehicle trips to and from Telluride or Mountain Village, reduce traffic on the West Colorado Avenue Spur, reduce truck parking on Society Drive, and relieve parking demands within the towns.

This Intercept Parking Lot is not intended to be used for overnight parking, camping, or for storage of vehicles, equipment or material (overnight camping in vehicles or on the lot is prohibited unless specifically authorized by the BOCC's or its authorized designee(s)). The BOCC or its authorized designee may identify specific parking spaces for overnight parking of unoccupied vehicles and may authorize such overnight parking in its discretion; this policy is not

intended to preclude overnight parking of bicycles, electric scooters or similar clean energy transportation, or similar non-motorized transportation. The County will inform the LHPOC of actions taken to authorize overnight parking of unoccupied vehicles within the County Park and Ride facility.

The BOCC may consider and authorize the use of this Intercept Parking for special event vehicle parking, such as the Bluegrass Festival and similar festivals and events. The considerations for authorizing this Intercept Parking Lot to be used for special events would be the potential adverse impact on commuters, visitors, and Lawson Hill residents, to include a finding that the temporary use for festivals or special events would have minimal adverse short-term impacts and is reasonably necessary to achieve a valid public purpose. The County will refer such requests for temporary use for festivals or special events to the Lawson Hill Property Owner's (LHPOC) and to neighboring landowners, including the owners of the "Hub" lots, that may impact Lawson Hill businesses, residents or the association and will consider all referral comments provided by the LHPOC and the neighboring landowners.

The BOCC may also authorize Lot Hub-2C to be used by the Sheriff, Telluride Fire Protection District, and other emergency service entities for staging and as a command center in the event of a local or regional emergency.

As set forth in the Special Warranty Deed and Declaration of Restrictive Use Covenants by and between Lot A-1, Lawson Hill, LLC and San Miguel County, the Property may not be used for the following purposes: non-public transit related office facilities, storage of materials or equipment, the repair and/or maintenance of motor vehicles, and commercial uses, including but not limited to, lodging, convenience stores, restaurants, or retail stores (to include on-site) vending. This limitation on storage of materials or equipment does not include snow storage where the County has authorized such snow storage from businesses within the Lawson Hill PUD with an approved operations, drainage and removal/clean-up plan.

It is the policy of the County to ensure that use of this Intercept Parking, Public Transit Lot and Park & Ride facility is to be consistent with this Transportation Management Plan as adopted by the BOCC per Resolution 2017-016 dated and recorded on June 1, 2017.

This Transportation Management Plan will be implemented and managed by the BOCC, its designee or an assigned party.

This Transportation Management Plan may be amended or modified by the BOCC in its sole discretion consistent with the terms of the Declaration of Restrictive Use Covenants as needed to respond to changing circumstances and conditions.

Attachment II: Warranty Deed & Restrictive Covenants

366163
Page 1 of 3
SAN MIGUEL COUNTY, CO
DORIS RUFFE CLERK-RECORDER
05-13-2004 11:27 AM Recording Fee \$0.00

366163

State Documentary Fee
Date MAY 13, 2004
\$ EXEMPT RJG

SPECIAL WARRANTY DEED AND
DECLARATION OF RESTRICTIVE USE COVENANTS

ATTACHMENT II

THIS SPECIAL WARRANTY DEED and DECLARATION OF RESTRICTIVE USE COVENANTS is made as of this 11th day of May, 2004 ("Effective Date"), by and between LOT A-1, LAWSON HILL, LLC, a Colorado limited liability company, whose address 200 San Miguel River Drive, Telluride, Colorado 81435 ("Grantor") and SAN MIGUEL COUNTY, COLORADO, acting by and through THE BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL COUNTY, COLORADO, whose address is 333 W. Colorado Ave., P.O. Box 1170, Telluride, Colorado 81435 ("Grantee").

Grantor, for and in consideration of the sum of Ten Dollars and other good and valuable consideration, including the compliance with the covenants and restrictions contained herein, the receipt and sufficiency of which is hereby acknowledged, hereby sells and conveys to Grantee, its successors and assigns forever, and warrants the title against all persons claiming under the Grantor, all the real property together with road right of way improvements, if any, situate, lying and being in San Miguel County, Colorado, more particularly described as follows ("Property"):

Lot HUB-2C, Lawson Hill PUD, as the same are shown and established on that certain Replat ("Replat") recorded on May 13, 2004, in Reception No. 366152, Plat Book 1, at Page 3272 in the official records of the Clerk and Recorder for San Miguel County, Colorado ("Official Records").

TOGETHER WITH all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof; and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or in equity, of, in and to the above conveyed premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the Property above conveyed and described, with the appurtenances unto Grantee, its successors and assigns forever, subject to all agreements, easements, covenants and restrictions of record and further subject to the covenants and restrictions contained herein.

RESTRICTIVE COVENANT

By its acceptance of the delivery of this deed, Grantor and Grantee agree to the following covenants, restrictions, rights, duties and obligations ("Covenants"):

- (i) That the Property may only be used by the public for parking of vehicles and/or for public transit functions and related ancillary purposes, any such uses shall be consistent with a transportation management plan adopted by San Miguel County, which possible uses, as well as related ancillary uses, include by way of illustration, and not as a limitation, a vehicle parking lot operated for use by members of the public, a bus shelter, a bicycle shelter, public restrooms, a public gondola station and/or facilities related to a public gondola system, and other similar public transit facilities, all such facilities shall be constructed in compliance with applicable Lawson Hill PUD Design Review Board standards and requirements;
- (ii) That the Property may not be used for the following purposes: non-public transit related office facilities, storage of materials or equipment, the repair and/or maintenance of motor vehicles, and commercial uses, including, but not limited to, lodging, convenience stores, restaurants, or retail stores; and

3

(iii) That no permanent or temporary structure or improvement, other than those of the type and nature permitted herein, may be placed, constructed or otherwise installed on the Property.

The Covenants granted and agreed to herein and the burdens, duties and obligations imposed and agreed to herein shall run with the Property and shall be binding upon and shall inure to the benefit of, and be a burden upon, the heirs, designees, successors and assigns of the Grantor and Grantee.

This Deed and the rights and obligations of Grantor and Grantee, including the Covenants, shall be interpreted, construed and enforced in accordance with the laws of the State of Colorado. In the event of any interference or threatened interference with the property interest herein granted or with the other rights and obligations of the Parties hereunder, a party may pursue all available remedies, including, without limitation, injunctive relief or specific performance to ensure performance of another party's obligations hereunder. In any action for enforcement of rights hereunder, the prevailing party shall be entitled to an award for recovery of their reasonable actual costs and fees, including reasonable attorney fees incurred.

[SIGNATURES APPEAR ON THE NEXT PAGE]



All Points Transit

Current Services In San Miguel County --SMART 2018 Service Planning

1. Norwood Area Dial-A-Ride

Pre-scheduled, door-to-door, ADA accessible, driver-assisted transportation for seniors, people with disabilities and others in need in Norwood and the surrounding area. Performs occasional trips to Grand Junction or Montrose; mainly transports passengers to services in Norwood, including:

- Medical appointments, including the Uncompahgre Medical Center, physical therapy, mental health
- Lunch at the Community Center
- Grocery Store, Post Office, personal needs
- Other needs as requested

Fares:

Seniors 60+: \$3.50 each way local / \$5.00 each way regional

ADA/ GP: \$5.00 each way

To Grand Junction: \$10 each way

Service Hours: Available 6:00am to 4:00pm, Monday through Friday. Norwood van typically runs Monday, Tuesday and Thursday to group trips on senior lunch days. Closed the last Friday of the month for training and vehicle maintenance.

Current operational revenue support for this program:

- San Miguel County Health and Human Services
- Vouchers from Region 10 Area Agency on Aging
- Medicaid Non Emergent Medical Transportation (NEMT)
- Telluride Foundation (Wrap Around Services Collaborative Grant)
- Fares, donations and grants

Capital support / vehicles comes from CDOT / FTA grants

2. Regional Medical Shuttle (offered in partnership with Tri-County Health Network and the Telluride Foundation)

Pre-scheduled, ADA accessible transportation brings passengers to Montrose up to 7 times per month and Grand Junction up to 2 times per month; available on set days throughout the month to group rides. Serving the communities Nucla, Naturita, Norwood, Telluride, Placerville and Ridgway. This service only runs when there is a medical appointment. Once the van is running, other passengers can ride for any purpose.

Fares:

Medical Appointment: \$5 suggested donation

Other Passengers: \$10 round trip fare (\$5 each way)

Current revenue support for this program:

- Tri-County Health Network (Reimbursement for costs, minus fares and Medicaid collection. Provided vehicle)
- Medicaid NEMT
- Fares and donations

Information is current as of 11/6/2017. Questions? Concerns? Want to talk transit? Call Sarah Curtis, Executive Director at 970-249-8865 or email scurtis@allpointstransit.org





**RESOLUTION OF THE BOARD OF COMMISSIONERS
OF SAN MIGUEL COUNTY, COLORADO,
ADOPTING A TRANSPORTATION MANAGEMENT PLAN FOR LOT HUB-2C,
LAWSON HILL FOR USE AS A PUBLIC PARK & RIDE FACILITY
AND PUBLIC TRANSIT FUNCTIONS**

Resolution 2017-016

WHEREAS, San Miguel County acquired Lot Hub-2C in the Lawson Hill (LH) PUD for use as an Intercept Parking & Public Transit Lot. The Warranty Deed & Restrictive Use Covenants for this property specifies that the property may only be used by the public for parking of vehicles and/or for public transit functions and related ancillary purposes consistent with a transportation management plan adopted by San Miguel County;

WHEREAS, the primary, long-term purpose of this Intercept Parking lot is to provide free, public, day-use parking for both commuters, including Lawson Hill residents, and visitors who would then use alternative transportation such as a bus or bicycle and/or carpool to travel to and from the Towns of Telluride, Mountain Village, or elsewhere in the region. The intent of this intercept parking is to function as part of an overall regional transportation system to reduce vehicle trips to and from Telluride or Mountain Village, reduce traffic on the West Colorado Avenue Spur and to relieve parking demands within these towns;

WHEREAS, as part of the Special Warranty Deed that granted this property to San Miguel County in 2004, there is a Declaration of Restrictive Use Covenant (Attachment II) that the County as the “Grantee” accepted and agreed to follow. The Covenant sets out what the property may be used for together with what the property may not be used for and the Covenant provides examples of both. The Covenant goes on to state that any such public parking of vehicles and/or transit functions and related ancillary purposes, shall be consistent with a Transportation Management Plan (TMP) adopted by San Miguel County;

WHEREAS, the Board of County Commissioners (BOCC) may in its discretion consider authorizing temporary leases and uses as set out in the Transportation Management Plan. The BOCC or its designee may authorize overnight parking of unoccupied vehicles and may also authorize the use of this facility for special event parking. The TMP will be implemented and managed by the BOCC, its designee or an assigned party. This TMP may be amended or modified by the BOCC in its sole discretion consistent with the terms of the Restrictive Use Covenants as needed to respond to changing circumstances and conditions;

WHEREAS, in a March 16, 2017 letter, Nicole Pieterse, on behalf of Lot A-1, Lawson Hill LLC, identified a number of items in the draft TMP that she states must be revised to ensure compliance with the LH PUD and the 2004 deed restriction. In response the County has advised Nicole Pieterse that it’s the BOCC’s considered position that the revised draft TMP that is to be considered by the BOCC is in fact consistent with the 2004 Special Warranty Deed and the Declaration of Restrictive Use Covenants;

WHEREAS, the County is entering into a contract to develop a final design for a Park & Ride facility on Lot Hub-2C. The County reserves its legal right to amend the number of intercept parking spaces specified in the Lawson Hill PUD plan approvals to provide a different number of intercept parking spaces;

WHEREAS, the County Planning Department sent out a memo and the draft TMP to the Colorado Department of Transportation, the Lawson Hill Property Owner’s Company, the owners of the neighboring Lawson Hill “Hub” lots, the towns of Telluride and Mountain Village, the County Sheriff, the Telluride Fire Protection District, other County staff members, and the BOCC requesting that they review the draft TMP and provide comments, suggestions and/or edits to the TMP;

WHEREAS, the Board of County Commissioners considered the attached Transportation Management Plan, along with relevant evidence and testimony from the public, at a public meeting held on May 24, 2017.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of San Miguel County, Colorado, hereby unanimously adopts the Transportation Management Plan (Attachment I) for Lot Hub-2C, Lawson Hill for use as a Public Park & Ride Facility and Public Transit Functions.

DONE AND APPROVED by the Board of County Commissioners of San Miguel County, Colorado, on May 31, _____, 2017.

**SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

By: Joan May
Joan May, Chair

Vote:	Joan May	<u>Aye</u>	Nay	Abstain	Absent
	Kris Holstrom	<u>Aye</u>	Nay	Abstain	Absent
	Hilary Cooper	<u>Aye</u>	Nay	Abstain	Absent

ATTEST:

By: Carmen Pittman
Chief Deputy Clerk



Attachment I: Transportation Management Plan for Lot Hub-2C, Lawson Hill PUD
Attachment II: Special Warranty Deed and Declaration of Restrictive Use Covenants

[text/lawson/lot.hub2c.lhpud.transport.plan.reso]

ATTACHMENT I

**SAN MIGUEL COUNTY TRANSPORTATION MANAGEMENT PLAN FOR
LOT HUB-2C, LAWSON HILL PUD FOR USE AS A PUBLIC PARK
& RIDE FACILITY AND FOR PUBLIC TRANSIT FUNCTIONS**

In May 2004, San Miguel County acquired Lot Hub-2C in the Lawson Hill (LH) PUD for use as an Intercept Parking & Public Transit Lot. The Warranty Deed & Restrictive Use Covenants for this property specifies that the property may only be used by the public for parking of vehicles and/or for public transit functions and related ancillary purposes consistent with a transportation management plan adopted by San Miguel County. The following is the San Miguel County Board of Commissioners' (BOCC) policy statement concerning the use of this Intercept Parking, Public Transit Lot, and Park & Ride facility and is intended to serve as the Transportation Management Plan as required by the Special Warranty Deed and Declaration of Restrictive Use Covenants recorded with the County Clerk & Recorder on May 13, 2004 at reception #36616. A copy of the Special Warranty Deed and Declaration of Restrictive Use Covenants is attached to this Transportation Management Plan.

In November 2016 San Miguel County was notified that it had been awarded \$1.5 million dollars in CDOT SB 228 Transportation Infrastructure funding to develop Lot Hub-2C as a Park & Ride facility and transit station. All such facilities shall be constructed in compliance with applicable Lawson Hill PUD Design Review Board standards and requirements as well as applicable CDOT requirements.

The primary, long-term purpose of this Intercept Parking lot is to provide free, public, day-use parking for both commuters, including Lawson Hill residents, and visitors who would then use alternative transportation such as a bus or bicycle and/or carpool to travel to and from the Town of Telluride, Mountain Village, or elsewhere in the region. The intent of this Intercept Parking is to function as part of an overall regional transportation system to reduce vehicle trips to and from Telluride or Mountain Village, reduce traffic on the West Colorado Avenue Spur and to relieve parking demands within these towns.

The Intercept Parking Lot / Park & Ride facility is not to be used by businesses or residences within the Lawson Hill PUD or in the region to satisfy the on-site parking requirements for their businesses as set forth in the Lawson Hill PUD Development Plan and Land Use Matrix. This policy is not intended to prevent Lawson Hill residents or businesses from using the intercept parking & Park & Ride lot consistent with its primary purpose as stated herein. The Board of County Commissioners (BOCC) may consider authorizing individual businesses within the Lawson PUD to use a portion of Lot Hub-2C on a temporary/short-term basis to provide additional employee parking and/or overflow parking and/or for temporary staging for their business. The BOCC may, at its sole discretion, authorize such temporary uses if, and when, it determines that such uses would not interfere with or displace commuter parking, Park & Ride opportunities or public transit functions. The BOCC will prioritize authorizing temporary/short-term uses for those uses that are trip reducing and reduce vehicle trips to and from Telluride or Mountain Village, reduce traffic on the West Colorado Avenue Spur, reduce truck parking on Society Drive, and relieve parking demands within the towns.

This Intercept Parking Lot is not intended to be used for overnight parking, camping, or for storage of vehicles, equipment or material (overnight camping in vehicles or on the lot is prohibited unless specifically authorized by the BOCC's or its authorized designee(s)). The BOCC or its authorized designee may identify specific parking spaces for overnight parking of unoccupied vehicles and may authorize such overnight parking in its discretion; this policy is not

intended to preclude overnight parking of bicycles, electric scooters or similar clean energy transportation, or similar non-motorized transportation. The County will inform the LHPOC of actions taken to authorize overnight parking of unoccupied vehicles within the County Park and Ride facility.

The BOCC may consider and authorize the use of this Intercept Parking for special event vehicle parking, such as the Bluegrass Festival and similar festivals and events. The considerations for authorizing this Intercept Parking Lot to be used for special events would be the potential adverse impact on commuters, visitors, and Lawson Hill residents, to include a finding that the temporary use for festivals or special events would have minimal adverse short-term impacts and is reasonably necessary to achieve a valid public purpose. The County will refer such requests for temporary use for festivals or special events to the Lawson Hill Property Owner's (LHPOC) and to neighboring landowners, including the owners of the "Hub" lots, that may impact Lawson Hill businesses, residents or the association and will consider all referral comments provided by the LHPOC and the neighboring landowners.

The BOCC may also authorize Lot Hub-2C to be used by the Sheriff, Telluride Fire Protection District, and other emergency service entities for staging and as a command center in the event of a local or regional emergency.

As set forth in the Special Warranty Deed and Declaration of Restrictive Use Covenants by and between Lot A-1, Lawson Hill, LLC and San Miguel County, the Property may not be used for the following purposes: non-public transit related office facilities, storage of materials or equipment, the repair and/or maintenance of motor vehicles, and commercial uses, including but not limited to, lodging, convenience stores, restaurants, or retail stores (to include on-site) vending. This limitation on storage of materials or equipment does not include snow storage where the County has authorized such snow storage from businesses within the Lawson Hill PUD with an approved operations, drainage and removal/clean-up plan.

It is the policy of the County to ensure that use of this Intercept Parking, Public Transit Lot and Park & Ride facility is to be consistent with this Transportation Management Plan as adopted by the BOCC per Resolution 2017-016 dated and recorded on June 1, 2017.

This Transportation Management Plan will be implemented and managed by the BOCC, its designee or an assigned party.

This Transportation Management Plan may be amended or modified by the BOCC in its sole discretion consistent with the terms of the Declaration of Restrictive Use Covenants as needed to respond to changing circumstances and conditions.

Attachment II: Warranty Deed & Restrictive Covenants

366163

Page 1 of 3

SAN MIGUEL COUNTY, CO
DORIS RUFFE CLERK-RECORDER
05-13-2004 11:27 AM Recording Fee \$0.00

366163

ATTACHMENT II

State Documentary Fee	
Date	MAY 13, 2004
\$	EXEMPT RJG

**SPECIAL WARRANTY DEED AND
DECLARATION OF RESTRICTIVE USE COVENANTS**

THIS SPECIAL WARRANTY DEED and DECLARATION OF RESTRICTIVE USE COVENANTS is made as of this 11th day of May, 2004 ("**Effective Date**"), by and between LOT A-1, LAWSON HILL, LLC, a Colorado limited liability company, whose address 200 San Miguel River Drive, Telluride, Colorado 81435 ("**Grantor**") and SAN MIGUEL COUNTY, COLORADO, acting by and through THE BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL COUNTY, COLORADO, whose address is 333 W. Colorado Ave., P.O. Box 1170, Telluride, Colorado 81435 ("**Grantee**").

Grantor, for and in consideration of the sum of Ten Dollars and other good and valuable consideration, including the compliance with the covenants and restrictions contained herein, the receipt and sufficiency of which is hereby acknowledged, hereby sells and conveys to Grantee, its successors and assigns forever, and warrants the title against all persons claiming under the Grantor, all the real property together with road right of way improvements, if any, situate, lying and being in San Miguel County, Colorado, more particularly described as follows ("**Property**"):

Lot HUB-2C, Lawson Hill PUD, as the same are shown and established on that certain Replat ("**Replat**") recorded on May 13, 2004, in Reception No. 366152, Plat Book 1, at Page 3972 in the official records of the Clerk and Recorder for San Miguel County, Colorado ("**Official Records**").

TOGETHER WITH all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof; and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or in equity, of, in and to the above conveyed premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the Property above conveyed and described, with the appurtenances unto Grantee, its successors and assigns forever, subject to all agreements, easements, covenants and restrictions of record and further subject to the covenants and restrictions contained herein.

RESTRICTIVE COVENANT

By its acceptance of the delivery of this deed, Grantor and Grantee agree to the following covenants, restrictions, rights, duties and obligations ("**Covenants**"):

- (i) That the Property may only be used by the public for parking of vehicles and/or for public transit functions and related ancillary purposes, any such uses shall be consistent with a transportation management plan adopted by San Miguel County, which possible uses, as well as related ancillary uses, include by way of illustration, and not as a limitation, a vehicle parking lot operated for use by members of the public, a bus shelter, a bicycle shelter, public restrooms, a public gondola station and/or facilities related to a public gondola system, and other similar public transit facilities, all such facilities shall be constructed in compliance with applicable Lawson Hill PUD Design Review Board standards and requirements;
- (ii) That the Property may not be used for the following purposes: non-public transit related office facilities, storage of materials or equipment, the repair and/or maintenance of motor vehicles, and commercial uses, including, but not limited to, lodging, convenience stores, restaurants, or retail stores; and

3

- (iii) That no permanent or temporary structure or improvement, other than those of the type and nature permitted herein, may be placed, constructed or otherwise installed on the Property.

The Covenants granted and agreed to herein and the burdens, duties and obligations imposed and agreed to herein shall run with the Property and shall be binding upon and shall inure to the benefit of, and be a burden upon, the heirs, designees, successors and assigns of the Grantor and Grantee.

This Deed and the rights and obligations of Grantor and Grantee, including the Covenants, shall be interpreted, construed and enforced in accordance with the laws of the State of Colorado. In the event of any interference or threatened interference with the property interest herein granted or with the other rights and obligations of the Parties hereunder, a party may pursue all available remedies, including, without limitation, injunctive relief or specific performance to ensure performance of another party's obligations hereunder. In any action for enforcement of rights hereunder, the prevailing party shall be entitled to an award for recovery of their reasonable actual costs and fees, including reasonable attorney fees incurred.

[SIGNATURES APPEAR ON THE NEXT PAGE]

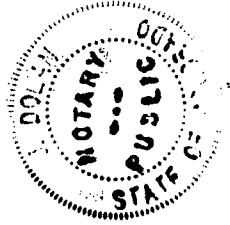
IN WITNESS WHEREOF, Grantor and Grantee have each executed this instrument intending it to become effective as of the Effective Date.

GRANTOR:

LOT A-1, LAWSON HILL, LLC,
a Colorado limited liability company

By: [Signature]
William Ellison, Manager

Date: 5/11/04



STATE OF COLORADO)
) ss.
COUNTY OF SAN MIGUEL)

Acknowledged, subscribed and sworn to before me this 11 day of May, 2004 by William Ellison, Manager of Lot A-1, Lawson Hill, LLC, a Colorado limited liability company.

Witness my hand and official seal.

[Signature]
Notary Public

My commission expires: 4/5/08

GRANTEE:

SAN MIGUEL COUNTY, COLORADO, ACTING BY AND THROUGH
THE BOARD OF COUNTY COMMISSIONERS
OF SAN MIGUEL COUNTY, COLORADO

By: [Signature]
Vern Ebert, Chair

Date: 5-11-04

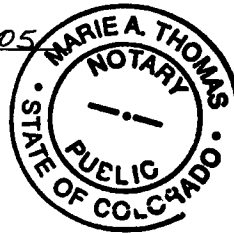
STATE OF COLORADO)
) ss.
COUNTY OF SAN MIGUEL)

ACKNOWLEDGED before me this 11 day of May, 2004, by Vern Ebert who acknowledged himself to be the Chair of the Board of County Commissioners of San Miguel County, Colorado.

Witness my hand and official seal.

[Signature]
Notary Public

My commission expires: 02/05/05





AGENDA ITEM 6f

TITLE:

Ratification of Commissioner's signature on the Travel Area Plan (TAP) 2 Environmental Assessment Scoping comments.

Presented by:

Time needed:

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[San Miguel County Mail - RE_ \[EXTERNAL\] Tap 2 #2 Scoping Comments- SMC Cooperating Agency.pdf](#)

[TAP 2 #2 Comments.pdf](#)

Description:



Carmen Warfield <carmenw@sanmiguelcountyco.gov>

RE: [EXTERNAL] Tap 2 #2 Scoping Comments- SMC Cooperating Agency

1 message

Perfors, Tracy E <tperfors@blm.gov>

Fri, Mar 25, 2022 at 8:32 AM

To: Starr Jamison <starrj@sanmiguelcountyco.gov>, Mike Bordogna <mikeb@sanmiguelcountyco.gov>, Carmen Warfield <carmenw@sanmiguelcountyco.gov>

Thank you Starr, and I hope you all have a great weekend too!

-Tracy

From: Starr Jamison <starrj@sanmiguelcountyco.gov>

Sent: Thursday, March 24, 2022 5:21 PM

To: Perfors, Tracy E <tperfors@blm.gov>; Mike Bordogna <mikeb@sanmiguelcountyco.gov>; Carmen Warfield <carmenw@sanmiguelcountyco.gov>

Subject: [EXTERNAL] Tap 2 #2 Scoping Comments- SMC Cooperating Agency

This email has been received from outside of DOI - Use caution before clicking on links, opening attachments, or responding.

BOCC Bcc'd

Tracy,

Thank you for your flexibility in taking these comments a few days later than requested. Please see our second round of comments for TAP 2 and let me know if you have any questions.

Have a great rest of your week.

--

Starr Jamison

She|Her|Hers (*why pronouns matter*)

Natural Resources and Special Projects Director

San Miguel County

(O) (970) 369-5441

(C) (970) 729-9303

www.sanmiguelcountyco.gov





BOARD OF COMMISSIONERS
HILARY COOPER KRIS HOLSTROM LANCE WARING

March 24, 2022

Submitted via email to tperfors@blm.gov

BLM Tres Rios Field Office
Attn. Tracy Perfors
29211 Hwy. 184
Dolores, CO 81323

Re: TAP 2 Environmental Assessment Scoping Comments - #2

Thank you for the opportunity to collaborate with the Tres Rios BLM to develop alternatives for the Travel Area Plan (TAP) 2 Environmental Assessment. We submitted initial scoping comments on December 10, 2021, answering the following specific questions: potential OHV-emphasis loops, as well as support for generalized direction such as aligning with the draft Dolores River Canyon NCA legislation, supporting historic education to mining sites, balancing winter recreation with road damage, ACEC and wildlife concerns and support of hiking and biking trails.

The County would like to reiterate our previous comments and add the following for consideration.

1. Re-routing San Miguel County Road U29 San Miguel County U29 road travels through Gunnison sage grouse (GuSG) lek buffer zones identified by CPW. The county, BLM and CPW have discussed the relocation of U29 over the years without a resolution. According to CPW staff, GuSG have not been counted on these leks since 2019, and based on climate conditions, we understand that they are unlikely to return unless conditions change. We should revisit these discussions based on the current and projected conditions.

San Miguel County would like to partner with state and federal agencies and research organizations to initiate scientific research in this area to gain a better understanding of the existing conditions and use modeling to understand what to expect. We installed a weather station in Dry Creek, which will help with long-term data collection. In addition, the San Miguel Basin GuSG Working Group is actively meeting again and recently hired a team of Coordinators who could help move this conversation forward. We are also in the process of updating our Land Use Code to comply with and support the USFWS GuSG Recovery Plan.

2. County Road Management/Ownership The County is not interested in relinquishing any of its roads.

3. Egnar Area Routes Per San Miguel County Resolution 2010-37, licensed and insured OHV (in addition to agricultural) use is permitted on certain county roads around Egnar. Following discussions with Egnar residents in 2010, the County determined that *local* OHV use would support the community. The Egnar community should be consulted to determine their interest in the designation of OHV routes for recreation using county roads in and around Egnar.

Specifically, we do not support 6HN (ends on private property) or J6 as part of a recreational OHV loop system at this time. The County has concerns with residential and recreational user conflicts in the Egnar area, and we recommend a public meeting in Egnar to get resident feedback. Specific issues for discussion should include trailhead facilities and restrooms. The county is willing to help coordinate this meeting.

4. Suggested Routes for Seasonal or Other Closures

A. Wildlife Concerns We support our previous comments stating concerns for the use of county roads for designated OHV loops based on impacts to wildlife and seasonal closure restrictions. Our previous comment states:

“We determined this route deletion by analyzing maps with wildlife habitat and ACEC overlays. Many of the routes in the eastern portion were in direct conflict with critical habitat in the Dry Creek Basin and Gypsum Valley, the Spring Creek Basin Herd Management Area, and the Gypsum Valley Area of Critical Environmental Concern. This also supports public comments “to ensure wildlife and other resources are considered in the planning process and avoid GuSG habitat, raptors and big game habitat in Dry Creek Basin when considering a Rimrocker Trail connection.”

The following is an excerpt from the Tres Rios Resource Management Plan (RMP).

2.14.21 Road and Motorized Trail Density Guideline for Wildlife: In order to maintain wildlife habitat effectiveness of TRFO lands, road and motorized trail densities should be considered in the following areas when analyzing and approving management actions that affect motorized routes:

- Big game production areas (calving or lambing areas)
- Elk and deer severe winter range
- Elk and deer winter concentration areas
- Deer critical winter range

We would like to point out that this section is missing a reference to GuSG or “ESA Listed Species”.

B. Gypsum Valley ACEC Concerns The County requests that the BLM consult with the Colorado Natural Heritage Program and its inventory of the rare plants within and surrounding this ACEC for future protection from OHVs, grazing, and mining permits. We request OHV routes not be designated within and surrounding the boundaries of the

ACEC to follow the *Management Prescriptions for TFRO's Designated ACECs (Table 1)*. The ACEC was established to protect the rare plants from soil disturbances caused by OHV use, but based on our observation of current conditions, this is not happening.



Figure 1. Route spur identified as 2653 (within ACEC) off CR20R. The signage has not been effective in preventing new routes within the ACEC.

We would like to reiterate County Road 20R is currently not be open to OHV use and there are no plans to change that restriction. This county road closure, if enforced, should help protect the ACEC from OHV impacts. We request that the BLM adequately notice this closure. It appears from recent SMC staff observations of the area that existing routes continue to lead to user created routes that further degrade the Important Natural Values of the ACEC, specifically the soils and plants. Therefore, we suggest that all natural surface/primitive existing routes/trails/roads in the ACEC are closed, decommissioned, and revegetated, which include: 2653, 2110, 4012, 1653, 2109, 4013. See the following photos of the tracks in the ACEC beyond the BLM resource protection sign. Some of these routes are identified as existing routes; others are user-created, non-designated routes within the ACEC.



Figure 2. Inventoried routes, 2110, 2108, and 4012 with additional user-created routes in the Gypsum Valley ACEC

1. On October 16, 2019, San Miguel County et al. filed a Protest of the Resource Management Plan Amendment DOI-BLM-CO-S010-2016-0018-EA. Our Protest addressed the need to protect the rare plants within and outside the ACEC boundaries. The following quotes are excerpts from the Director’s Response to our Protest ¹

“In addition, Naturita milkvetch, shortstem beardtongue, and winding mariposa lily do not grow solely or even primarily on Gypsum soils. (See species accounts at <http://explorer.natureserve.org/>) Rare plants that BLM determined meet the relevance and importance criteria, and need special management, may be found in areas outside of the new proposed ACEC boundary.”

“Not all the rare plants within the original Gypsum Valley ACEC were included in the new proposed Gypsum Valley ACEC boundary. The new proposed Gypsum Valley ACEC boundary includes only those rare plants associated with gypsum soils formations that are at risk from impacts from off-highway vehicle use. These rare species include Gypsum Valley cat-eye (*Cryptantha gypsophila*), Neally’s dropseed (*Sporobolus nealleyi*), nodule cracked lichen (*Acarospora nodulosa* var. *nodulosa*), and Gypsum rim-lichen (*Lecanora gypsicola*). The new proposed Gypsum Valley ACEC boundary does not include habitat for the other rare plants short-stem

¹ Bureau of Land Management Director’s Summary Protest Resolution Report Areas of Critical Environmental Concern Proposed Resource Management Plan Amendment for the Tres Rios Field Office January 29, 2020

beardtongue (*Penstemon breviculus*), Naturita milkvetch (*Astragalus naturitensis*) and flex-stemmed mariposa lily (*Calochortus flexuosus*). However, adequate protections for these rare plants are provided for in the 2015 TRFO RMP and Record of Decision (2015), including guidelines to limit ground disturbance on gypsum soils to protect rare plants associated with these soils.”

The Director’s Response to our Protest of the RMP ACEC Amendment validates our concern and admits to the risk of impacts from OHVs. Therefore, we request that no designated OHV routes are included in and around the Gypsum Valley ACEC and that all BLM natural surface/primitive existing routes/trails/roads are closed to OHV’s and decommissioned.

2. According to the OHV Area Designation Map in the RMP, the Gypsum Valley ACEC is split into “Open to Designated Routes” and “Open to Existing routes.” Currently, user-created routes exist that have not been designated. These must adhere to the RMP as amended. Therefore, we again request that no routes are designated for OHV use in and around the ACEC and that all existing natural surface/primitive routes/trails/roads be closed to OHV’s and decommissioned. The following are sections from the RMP as amended.

2.1.8 The unique soils of the gypsum lands in the Dolores area (including portions of Big Gypsum Valley, Little Gypsum Valley, and the Spring Creek area) are intact and have the soil productivity necessary in order to protect the rare biota associated with them.

2.14.14 Develop travel management plans in accordance with the designation criteria in 43 CFR 8342.1 for BLM lands. Routes that are not included in the designated motorized transportation system will be evaluated for their resource impact potential. Those with high potential for resource impacts will be prioritized for decommissioning as part of the implementation plan for each individual travel management plan decision. Each implementation plan will identify those routes prioritized for decommissioning, the method(s) that may be used, and a schedule for completion.

2.14.7 Motorized use occurs only on designated roads and trails, as well as in small designated open areas (except as exempted by 43 CFR 8340).²

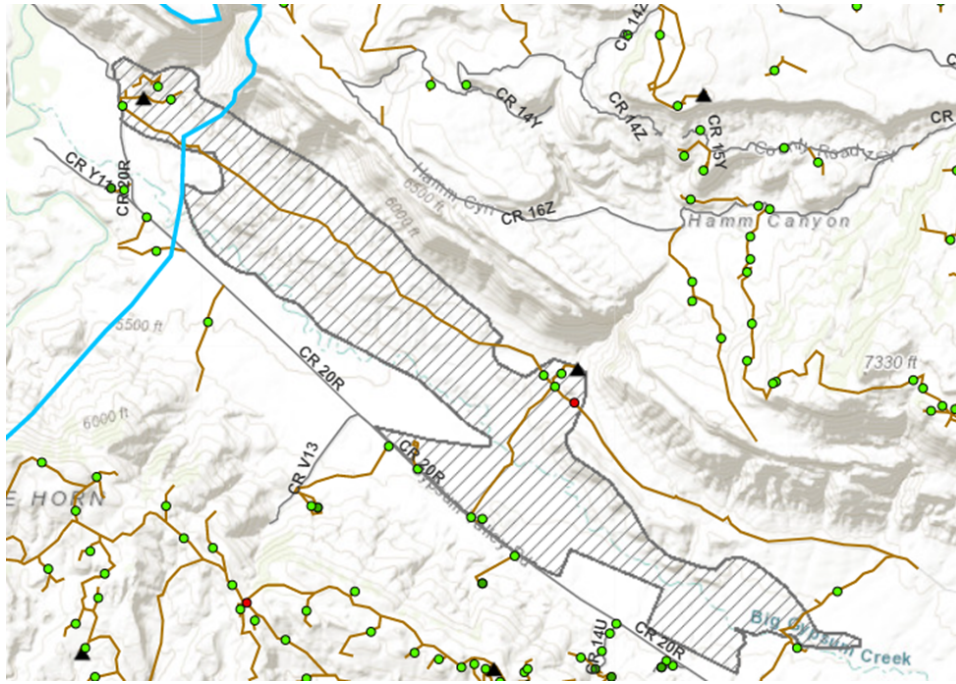


Figure 3. Inventoried routes in Gypsum Valley ACEC



Figure 4 OHV Area Designations Map, Tres Rios Field Office RMP

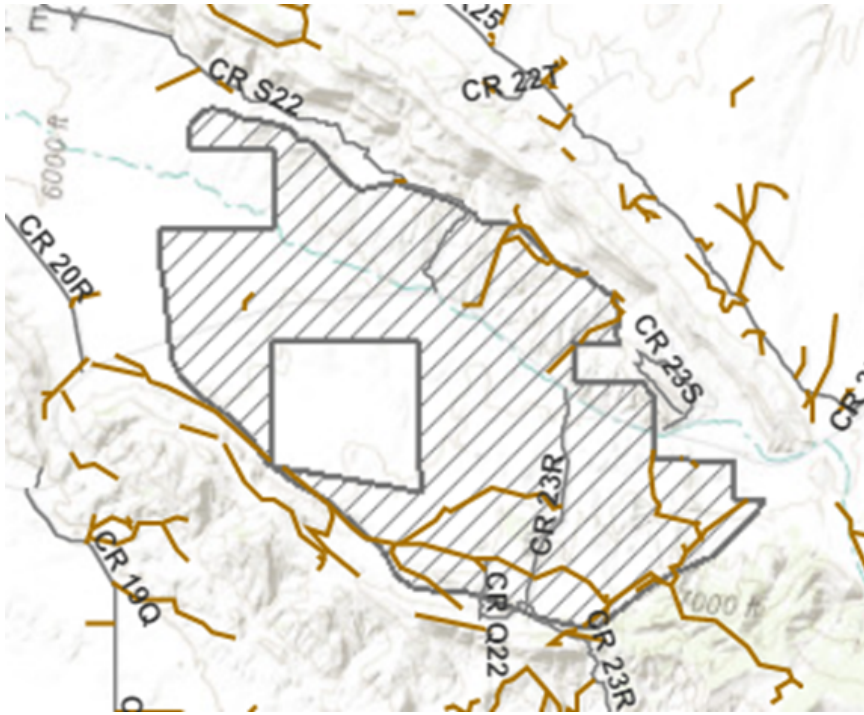


Figure 5. Inventoried routes in Gypsum Valley ACEC

Table 1 – Management Prescriptions for Designated ACECs (Tres Rios Field Office)

Management Activities and Uses	Ancestral Puebloan (792 acres)	Gypsum Valley (6,170 acres)	Mesa Verde Escarpment (7,373 acres)
	Relevant and Important Values of Area		
	Cultural Resources; Rare Plants	Rare Plants	Cultural Resources; Rare Plants
Fire Managed for Resource Benefit	Restricted to protect archaeological resources	Restricted (may be used to meet desired conditions)	Restricted to protect archaeological resources
Prescribed Burning	Restricted to protect archaeological resources	Restricted (may be used to meet desired conditions)	Restricted to protect archaeological resources
Mechanical Fuels Treatment	Restricted to protect archaeological resources	Restricted	Restricted to protect archaeological resources
Timber Production	Prohibited	Not Applicable	Not Applicable
Timber Harvesting as a Tool	Restricted to protect archaeological resources	Not Applicable	Restricted to protect archaeological resources
Commercial Use of Special Forest Products and Firewood	Prohibited	Restricted (commercial seed collection may be allowed in some circumstances)	Prohibited
Land Use ROWs and Utility Corridors	Restricted to avoid cultural resource sites by a minimum of 300 feet	Restricted to avoid gypsum soils	Prohibited to protect both archaeological resources and sensitive plants. This would apply to utility ROWs. Recreation ROWs would be restricted to trail(s) needed to manage use and protect archaeological resources and must avoid these resources by a minimum of 300 feet
Livestock Grazing	Restricted to protect archaeological resources	Allowable	Restricted to protect archaeological resources
Facilities	Restricted to protect archaeological resources	Restricted to avoid gypsum soils Bighorn sheep: Timing Limitations for production areas and severe winter range	Restricted to protect archaeological resources
Motorized (summer)*	Restricted to designated roads, trails and areas to protect significant archaeological resources	Restricted to designated roads and trails to avoid gypsum soils	Restricted to designated roads and trails to protect archaeological resources

5. Dolores River Canyon The Draft of the proposed Dolores River National Conservation Area (NCA) states in Section 101(b), “The purpose of the Conservation Area is to conserve, protect, and enhance the native fish, whitewater boating, recreational and scenic, cultural, archaeological, natural, geological, historical, ecological, watershed, wildlife, educational and scientific resources of the Conservation Area.” These shared values resulted from a decade-long collaboration of local and regional stakeholders. Regardless of the proposed NCA status, these values should be carefully considered for any proposed use within the Dolores River Canyon. Therefore, after consultation with Dolores County, Senator Bennet’s staff, and other stakeholders, San Miguel County requests that the BLM defer any new route designation within the proposed boundaries of the legislation until the Management Advisory Council, formed by the legislation, can meet to make recommendations.

- A. Road and route density and development should consider watershed health and wetland ecosystems when proposing OHV routes near the Dolores River. As the RMP states:

2.14.20 Road Density Guideline for Water Quality and Watershed Health: In order to protect water quality, watershed function, major surface source water protection areas for municipalities, and to ensure compliance with the Colorado River Basin Salinity Control Act, use the best available information for determining the appropriate level of road density when analyzing and approving management actions that affect motorized routes.

2.14.11 Transportation system components are designed, constructed, and maintained to avoid encroaching onto streams and/or onto riparian areas and wetland ecosystems in ways that impact channel fluctuation or channel geometry (the relationships between channel discharge and channel cross-sectional factors, such as area, width, and depth). Sediment delivery from the transportation system does not measurably impact pool frequency, pool habitat, and/or spawning habitats.

6. Planning Trailhead Infrastructure and Campgrounds We could support routes that have existing (or BLM built) infrastructure for loading and unloading, designated parking and nearby designated camping. According to the RMP, travel management planning supports this request.

2.14.5 The road and trail systems have adequate destination signage, mapping, and route markers to assist transportation system users in navigating throughout the planning area.

7. Monitoring and Maintenance When developing OHV loops and new trail proposals, we request the approach of starting small with a single route/loop to monitor use and impacts. Monitoring will produce the data needed to consider additional routes while minimizing impacts.

Additionally, we would like to reiterate our previous comments. We cannot support recreational OHV use of county roads with maintained gravel surfaces. Maintaining existing gravel roads on the West End of the County poses many challenges and creates increased damage and wear. Roads in the West End of the county are currently maintained at existing budget levels, we cannot add additional maintenance needs without increasing our revenue. The following sections from the RMP support this request.

2.14.13 Develop maintenance, monitoring, signing, and implementation plans during the comprehensive travel management planning process, using guidance provided in BLM H-8342 – Travel and Transportation Handbook for BLM routes (BLM 2012b). Designated routes will be assigned maintenance intensities at that time. Maintenance objectives by maintenance intensity level are described in Appendix A of BLM Manual 9113, Roads Manual (BLM 2011d).

2.14.14 Develop travel management plans in accordance with the designation criteria in 43 CFR 8342.1 for BLM lands. Routes that are not included in the designated motorized transportation system will be evaluated for their resource impact potential. Those with high potential for resource impacts will be prioritized for decommissioning as part of the implementation plan for each individual travel management plan decision. Each

implementation plan will identify those routes prioritized for decommissioning, the method(s) that may be used, and a schedule for completion.

8. Maps All existing BLM Designations, including Special Management Areas, ACECs and Wilderness Study Areas should be included on Inventoried Route Maps for the public and Cooperating Agencies to provide more informed feedback.

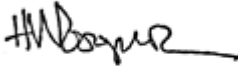
Your consideration of our comments is appreciated. We look forward to our ongoing partnership in these efforts. Please reach out with any questions.

Sincerely,

San Miguel County Board of Commissioners



Kris Holstrom, Chair



Hilary Cooper, Vice Chair



Lance Waring, Commissioner



AGENDA ITEM 7a

TITLE:

9:35 a.m. Consideration of the appointment of Kelsey Brax for the Wilkinson Public Library Trustee.

Presented by: Sarah Landeryou, Wilkinson Public Library

Time needed: 5 mins

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[BraxApptBOCCLetter.pdf](#)

Description:



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PUBLIC LIBRARY

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To: San Miguel County Board of Commissioners

March 18, 2021

The Board of Trustees of the San Miguel County Public Library District #1 would like to recommend the appointment of Kelsey Brax to fill the board vacancy from a recent resignation. Kelsey had applied for the vacancy in December that was filled by recent appointee Kim Hoffman, and she has maintained her interest in serving on the Board.

Kelsey's involvement in the community, participation in Library programs and interest in lifelong learning are assets that make her a strong candidate to be a member of the Board. Her work experience as a teacher fosters skills to listen, build relationships and problem solve, and will be especially useful for her contribution to the board.

We are pleased that Kelsey is interested in being a part of the Board, and we look forward to welcoming Kelsey. Her term for the vacant position will run through December 31, 2025.

Thank you for your consideration in this matter.

Sincerely,

WPL Board of Trustees



AGENDA ITEM 7b

TITLE:

9:40 am **ITEM CONTINUED TO 4/20/2022** - Consideration of approval of the Chair's signature on the Resolution adopting the San Miguel County Emergency Operations Plan (EOP). /MOTION

Presented by: Shannon Armstrong, Emergency Manager

Time needed: 10 mins.

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[EOP Updates since the December 8th Adoption.pdf](#)

[MASTER San Miguel County DRAFT EOP for adoption 3.30.22.pdf](#)

Description: The resolution # will be assigned next week prior to the meeting.

EOP Updates since the December 8th Adoption

Information Collection, Analysis, and Dissemination

- Identified Critical Information Requirements
- Process for information collection and reporting of Critical information
- Process for analyzing and filtering of information to make it actionable
- Processes used for sharing information
- Processes used for dissemination of information to Policy Group/ ESF's and Public
- Process for information storage and retention

Communications

- Summary of communications plan and procedures for disaster communications to include: Local to Local, Local to Region, Local to State
- Summary Process for disaster Response Organization Communications
- Reference to Tactical Interoperability Plans

Administration

- Authorities and policies for reassignment of employees from normal to emergency duties
- Summary of Policies for Workers' Comp
- Summary of Policies for Insurance
- Summary of process for time keeping
- Summary of process for records retention
- Summary of policies and process for use of Volunteers

Finance

- Authorities and policies for disaster spending, procurement and contracting
- Summary of process for emergency procurement and spending
- Summary of process for emergency contracting
- Summary of process for contracting land use agreements
- Summary of process for tracking disaster costs
- Summary of process for establishing burn rates
- Summary of process for disaster reimbursement
- Summary of process for financial record retention
- Reference to Finance Management Plan

Plan Development and Maintenance

- Describe the jurisdictional planning processes, participants and how development and revision of different levels of the EOP are coordinated during the preparedness phase

- Specific position assigned for overall responsibility of planning and coordination
- Process for establishing the cycles for training, reviewing, evaluating and updating the EOP
- Process for training, reviewing, evaluating and updating the EOP

Links to Federal, State, and Local Authorities



San Miguel County Emergency Operations Plan

Adopted March 30, 2022 by the San
Miguel County Commissioners

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INTRODUCTION

To: All San Miguel County Department Heads and Elected Officials
All Affiliated Organizations, Agencies and Jurisdictions

This document serves as the formal declaration and announcement of the issuance of the current San Miguel County Emergency Operation Plan (EOP). This plan is intended to provide officials and critical stakeholders with a basis for the coordinated management of disaster incidents in order to preserve life, property and natural resources, and to minimize the impacts of the disaster on the community in order to resume daily county operations and community conditions as quickly as possible.

In San Miguel County, the management of emergencies begins well before they strike, through collaborative planning and capacity building. The public, private, and non-profit sectors, as well as individual citizens, must work together to prevent, protect against, mitigate, respond to, and recover from the threats and hazards that pose a risk to San Miguel County.

All stakeholder participating in the emergency management activities of preparedness, mitigation, response and recovery are to follow the concepts and coordination systems specified in this plan and supporting Annexes.

The plan has been designed to serve to coordinate the activities of various organizations. Nothing in this plan is intended to interfere with the delivery of the organizations' primary services, though during a crisis resources may have to be temporarily redirected for the public good. A local disaster declaration may be issued to address those issues.

While this plan serves as a policy level and guidance document, it is recognized that each incident is unique and may require some variations in implementation.

Upon authorization, this plan may be fully or partially activated to manage natural, technological and human-caused incidents that occur. All San Miguel County employees shall support this plan and carry out their responsibilities as required by this document.

San Miguel County Board of County Commissioners
March 16, 2022

ADOPTION

This plan went into effect on December 8, 2021 as adopted by the San Miguel County Board of County Commissioners. ([link to promulgation](#))

PURPOSE

This plan serves a link between special districts, local municipalities, San Miguel County, the State of Colorado through the Department of Homeland Security and Emergency Management, and the State Emergency Operations Center. The plan also ties in the federal government using the Federal Emergency Management Agency's established National Response Framework.

The purpose of the Emergency Operations Plan (EOP) is to provide general guidelines and principles for planning, managing, and coordinating the overall response and recovery activities of San Miguel County before, during and after major events. This includes major events that affect unincorporated areas of the county. Incorporated areas of the county are highly encouraged to update their existing emergency plans regularly.

The overall goal of this plan is to coordinate the roles, resources and responsibilities of county agencies, departments and other stakeholders to ensure a rapid, flexible response to any disaster, critical incident or planned event. To facilitate this goal, the EOP utilizes the all-hazards preparedness and planning approach, which is consistent with federal guidelines.

This is a plan, not a procedural document. The contents of the EOP are intended to provide a basis for the coordinated planning and management of the types of emergencies and disaster events most likely to occur in the County. The EOP is not intended to outline specific operational or functional procedures. Instead, this document consolidates the various policies and considerations that affect the development of procedures. In short, this is the 'what', not the 'how.'

Major emergencies and disaster incidents are unique events that present communities and emergency personnel with extraordinary problems and challenges that cannot be adequately addressed within the routine operations of local government. Since disasters differ in important ways and it is impossible to plan for every contingency, highly detailed operational procedures that can quickly become out of date are avoided in this plan in favor of a streamlined, all hazards preparedness approach.

San Miguel County Emergency Management has developed this Emergency Operations Plan (EOP) for incidents that surpass the response capabilities of any one jurisdiction. The EOP provides a flexible blueprint for addressing major emergencies. It unifies County agencies and community partners in a common goal to prevent, protect against, mitigate, respond to, and recover from the threats and hazards that pose a risk to San Miguel County.

The EOP is intended to provide San Miguel County officials, department heads and stakeholders with a basis for the coordinated management of disaster incidents so that impacts to people, property, the environment, public services and economy are minimized and so that normal community conditions can be restored as quickly as possible. The plan does this by:

- Identifying the roles, responsibilities and actions of county departments and offices, participating agencies and special districts during the response to emergencies and disasters.
- Providing a framework for coordination and integration of emergency plans of municipalities and special districts as well as working with state and federal agencies.
- Establishing a system for coordinating the five phases of Emergency Management: Prevention, Protection, Response, Recovery and Mitigation.

This plan does not address emergency planning and management of towns or special districts. These political subdivisions are responsible for the development and maintaining of their Emergency Operations Plans (EOPs) and Annexes, standard operating procedures and training necessary for implementing assigned duties and functions of their jurisdiction's EOP. The Plan is designed to work in concert with departmental standard operating guidelines, town, regional, and the State of Colorado EOPs.

PLANNING CONTACT INFORMATION

For all information pertaining to this plan, contact:

Shannon Armstrong, Emergency Manager
San Miguel County Sheriff's Office
684 CR 63L, Telluride, CO 81423
970-369-8628 | em@sanmiguelsheriff.org

SCOPE

The EOP applies to all incidents or events within the geographic boundaries of San Miguel County. The EOP also applies to any event that may affect the County regardless of location or size. This includes events in neighboring jurisdictions, large-scale events within the State of Colorado or any situation where the County may be called upon for mutual aid. The Emergency Operations Plan and supporting annexes are in effect at all times.

The EOP embraces the concept of scalability, and therefore may be expanded or contracted to suit any size, scope, scale, or magnitude of events, including catastrophic incidents. While the plan is not intended for use in the response to or recovery from incidents that are considered part of the daily operating procedures, the plan may be helpful if standard events coincide and cause a strain on the County's resources.

San Miguel County is responsible for emergency response operations in all unincorporated areas the County and in cooperation with all jurisdictions located in within the County. The statutory responsibility for the management of an emergency or disaster in Colorado rests with the duly elected leadership of each jurisdiction.

The level of coordination between the County and the local jurisdictions varies based on the planning procedures and capabilities of each jurisdiction. Each local jurisdiction is responsible for developing, maintaining and exercising their local EOP. Emergency Management staff is available to all jurisdictions to assist in planning efforts around development, review and exercising of said plans, whenever possible. The following jurisdictions are within the San Miguel County political boundary:

- San Miguel County
- Town of Norwood (Municipal Corporation)
- Town of Ophir (Municipal Corporation)
- Town of Sawpit (Municipal Corporation)
- Town of Telluride (Home Rule Municipality)
- Town of Mountain Village (Municipal Corporation)
- Egnar-Slick Rock Fire Protection District
- Norwood/Redvale Fire Protection District
- Telluride Fire Protection District

BASE PLAN

This base EOP describes the structure and processes comprising a countywide approach to incident management designed to integrate the efforts and resources of local governments, private sector and non-governmental organizations. Town governments, special districts, and non-governmental organizations should maintain and update their jurisdictional or response area emergency operations plans on an ongoing basis. Basic roles and responsibilities are outlined in this plan for coordination purposes. This base plan is adopted by the BOCC and does not change without their approval.

SUPPORTING ANNEXES

The Annexes to the EOP detail the policies, structures, and responsibilities for coordinating support to local agencies or other jurisdictions and entities during incidents. Annexes in support of this EOP are both functional based and scenario based. As incidents and exercises occur, these Annexes are subject to change to improve response capabilities. New Annexes may be added as needed. As of the date of adoption of this document, the following Annexes are complete and current; a link to the current San Miguel County Annexes may be found in the county and Sheriff's Office network folders.

- Alert and Warning Guide
- Evacuation Guide
- Mass Care and Shelter Guide
- EOC Management Guide
- Re-Entry Guide
- Interoperable Communication Guide
- Public Information Guide
- Hazardous Materials Response Guide
- Dam Failure Response Guide

WHOLE COMMUNITY

This plan was developed based on the concept of "whole community." This means that it takes the entire community to effectively plan for, prepare for, protect and mitigate against, respond to and recover from disasters. Whole community also means that every resident and visitor, including those with learning disabilities, physical disabilities and/or access and functional needs (AFN) should be considered in all phases of planning.

Residents can help build resilient communities by taking individual responsibility and by being proactive to mitigate hazards around their homes and ensure their personal and loved ones' safety. For more information visit [Ready.gov](https://www.ready.gov).

AUTHORITIES

This EOP is aligned to be consistent with those requirements set forth in the State of Colorado Title 24, Article 33.5, Part 701 et. seq., Colorado Revised Statutes, as amended; entitled the Colorado Disaster Emergency Act. It is also aligned with the National Response Framework (NRF) and National Incident Management System (NIMS).

The Board of County Commissioners has the authority to declare, continue or discontinue a disaster or emergency in San Miguel County, provide for any and all of the disaster and emergency powers permitted by the state, by local laws and resolution. Nothing in this EOP or the supporting annexes shall abridge or curtail the authority of the Board of County Commissioners (BoCC).

Independently elected officials will endeavor to fully comply with the EOP as detailed and consistent with their statutory and constitutional obligations of office. The base EOP is adopted by the BoCC by resolution, which serves as the promulgation letter for this plan.

FEDERAL

1. [The Americans with Disabilities Act of 1990 as Amended by the ADA Amendments Act of 2008](#)
 - a. The Americans with Disabilities Act (ADA) provides broad nondiscrimination protection for individuals with disabilities in employment, public services, and public accommodations and services operated by private entities. Although the ADA does not include provisions specifically discussing its application to disasters, its nondiscrimination provisions are applicable to emergency preparedness and responses to disasters.
2. [Homeland Security Presidential Directive \(HSPD\) 5: Management of Domestic Incidents, 2003.](#)
 - a. The purpose of this directive is to enhance the ability of the United States to manage domestic incidents by establishing a single, comprehensive national incident management system
3. [Homeland Security Act of 2002](#)
 - a. Establishes a Department of Homeland Security (DHS) as an executive department of the United States, headed by a Secretary of Homeland Security (Secretary) appointed by the President, by and with the advice and consent of the Senate, to: (1) prevent terrorist attacks within the United States; (2) reduce the vulnerability of the United States to terrorism; (3) minimize the damage, and assist in the recovery, from terrorist attacks that occur within the United States; (4) carry out all functions of entities transferred to DHS; (5) ensure that the functions of the agencies and subdivisions within DHS that are not related directly to securing the homeland are not diminished or neglected except by a specific Act of Congress; (6) ensure that the overall economic security of the United States is not diminished by efforts, activities, and programs aimed at securing the homeland; and (7) monitor connections between illegal drug trafficking and terrorism, coordinate efforts to sever such connections, and otherwise contribute to efforts to interdict illegal drug trafficking.

4. [Post Katrina Reform Act](#)
 - a. Amends the Homeland Security Act of 2002 to make extensive revisions to emergency response provisions while keeping FEMA within the DHS. The act sets forth provisions regarding FEMA's mission, which shall include: (1) leading the nation's efforts to prepare for, respond to, recover from, and mitigate the risks of, any natural and man-made disaster, including catastrophic incidents; (2) implementing a risk-based, all hazards plus strategy for preparedness; and (3) promoting and planning for the protection, security, resiliency, and post-disaster restoration of critical infrastructure and key resources, including cyber and communications assets.
5. [Pets Evacuation and Transportation Standards Act of 2006](#)
 - a. Amends the Robert T. Stafford Disaster Relief and Emergency Assistance Act to ensure that State and local emergency preparedness operational plans address the needs of individuals with household pets and service animals following a major disaster or emergency.
6. [HSPD-8: National Preparedness](#)
 - a. This directive is aimed at strengthening the security and resilience of the United States through systematic preparation for the threats that pose the greatest risk to the security of the nation, including acts of terrorism, cyber-attacks, pandemics and catastrophic natural disasters.
7. [Robert T. Stafford Disaster Relief and Emergency Assistance Act and Amendment](#)
8. [National Response Framework \(NRF\)](#), updated 2019
9. [National Disaster Recovery Framework](#), 2011 (NDRF)
10. [National Incident Management System \(NIMS\)](#)
11. [Comprehensive Preparedness Guide \(CPG\) 101](#), v.2.0, FEMA, 2010 - Developing and Maintaining Emergency Operations plans
12. [Emergency Planning and Community Right-to-Know Act \(EPCRA\)](#)
 - a. If a release of an Extremely Hazardous Substance (EHS) at or above its applicable reportable quantity, the facility must notify the State Emergency Response Commission (SERC) and Local Emergency Planning Committee (LEPC) for any area(s) likely to be affected by the release.
 - b. If an accidental release of a hazardous substance listed under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), the facility must notify the National Response Center (NRC), as well as the SERC and LEPC.
 - c. The facility must provide a detailed follow-up written report as soon as practicable after the release. SERCs and LEPCs are required to make these reports available to the public.

STATE

1. [Colorado Disaster Emergency Act of 1992](#) - Title 24, Article 33.5, Part 701 et. seq., Colorado Revised Statutes, as amended
2. [Colorado State Emergency Operations Plan](#), 2019
3. [Article IV, Constitution of the State of Colorado](#); titled the Executive Department
4. [Executive Order D 011 04, National Incident Management System](#), June, 2009
5. Public Health Authorities
 - a. The County Health Department is authorized and operates pursuant to the Colorado Revised Statutes as amended – [Title 25. Public Health and Environment](#) et. Seq.
6. School District Authorities
 - a. School Districts in San Miguel County are authorized and operate pursuant to Colorado Revised Statutes as amended – [Title 22. Education](#) et Seq.

LOCAL

1. [Resolution 2006-6](#) adopting the NIMS and ICS for Incident Management
2. San Miguel County [Political Subdivision Mutual Aid Agreement](#), Adopted 2013
3. Emergency Management Resolution XX-~~XX~~

CONCEPT OF EMERGENCY MANAGEMENT

The general concept on which this document is based represents years of on scene emergency command and control. Each incident is unique and requires different prevention and response measures. Therefore, adhering to the guidelines of NIMS and the National Response Framework (NRF), the County stands ready to meet these challenges.

Every County department or office may be required to respond to an emergency. If a department does not have a specific response role in a given emergency, that department may still be relied upon to support responding departments. The Sheriff/Emergency Manager has responsibility for the direction and control of County resources during an emergency situation that has reached beyond the capabilities of a local jurisdiction.

Upon request, Emergency Management will activate and manage the Emergency Operations Center (EOC). The EOC is the operations area from which response activities can be directed, coordinated and supported. The EOC structure is scalable, based on the magnitude of the situation. If a disaster exceeds County's resources, assistance will be requested from the private sector, regional agencies, State of Colorado, and if required, federal agencies.

COMPREHENSIVE APPROACH

Emergency Management employs a comprehensive approach to all-hazards planning, and focuses on a collaborative effort with a wide range of partners, a "whole community" approach. This shared responsibility becomes a collection of disciplines that together seek to build a more prepared and disaster resilient community. To support this, Emergency Management performs a support and coordination role, not a command and control function. There are five phases of emergency management: prevention, mitigation, preparedness, response, and recovery.



- Prevention efforts attempt to avoid or stop an incident from occurring all together.
- Mitigation involves actions to minimize or reduce the adverse effects resulting from a disaster.
- Preparedness encompasses the planning, training, and exercising of emergency equipment, policy, and procedures.
- Response includes actions taken during the incident to address the immediate and short-term threats to life, property, environment and the social, economic, and political structure of the community.
- Recovery involves the implementation of programs needed to help communities return to normal. Recovery can be loosely categorized as short and long term actions.

PLANNING ASSUMPTIONS

- Mutual aid, regional, state, and national resources will be available if requested during a disaster.
- It is assumed that all county offices, departments and stakeholders will be familiar with this Emergency Operations Plan (EOP).
- Where appropriate, county offices, departments and stakeholders are assumed to have in place current mutual aid agreements (or similar documents), establishing parameters and processes for requesting function specific assistance from other jurisdictions or organizations. These agreements are reviewed periodically for update as needed.
- The Colorado General Assembly has authorized county governments to enter into intergovernmental mutual aid agreements by the provisions of Sections 29-1-203 and 29-5-101 through 29-5-109, C.R.S.
- Events that cross jurisdictions will likely result in the establishment of a Unified Command (UC).
- Other jurisdictions and organizations should have their own current Emergency Operations Plan.
- Response personnel have the appropriate level of trainings and certifications.
- Government at all levels must continue to function under all threats, emergency and disaster conditions. Continuity of government/continuity of operations plans should be developed consistent with this plan and in accordance with the State of Colorado Emergency Operation Plans and National level guidance.
- Town governments and special districts will perform under their scope of authority and responsibility and will make declarations of emergency and disaster to County Emergency Management. All emergency and disaster declarations received by the County will be forwarded to the State of Colorado Department of Homeland Security and Emergency Management.
- San Miguel County government has no fiscal responsibility to any town government or special district after receipt of their emergency or disaster declaration.
- Town governments, special districts, and non-governmental organizations maintain and update their jurisdictional or response area emergency operations and continuity plans on an ongoing basis and especially during time of an emergency or disaster response. These entities are expected to coordinate their planning, response, and continuity efforts with the County Emergency Management.
- Incidents begin at the County and local government level and will remain the responsibility of the County and local government throughout the incident and through the recovery phase. Generally, local jurisdictions should not plan on the arrival of significant State resources ordered for 24 to 36 hours after the incident. Federal resources may not arrive until 48-72 hours after the incident.
- An emergency or disaster can occur at any time and any location. It may create a significant degree of human suffering and loss of life, property damage and economic hardship to individuals, government, public services, the environment and the business community.

-
- Collaborating and sharing information across multiple levels of government, the response community and the private sector is essential for the successful stabilization and common operating picture of any emergency or disaster.
 - The public expects government to keep them informed and to provide guidance and assistance upon detection of a threat and in the event of an actual emergency or disaster.
 - The premise of the National Response Framework, the State Emergency Operations Plan and this plan is that all levels of government share responsibility for working together in preventing, preparing for, responding to and recovering from the effects of an emergency or disaster event.
 - Identified County offices and departments have clearly understood responsibilities and roles during an emergency or disaster event. Certain county departments have coordination responsibility and authority and cannot necessarily staff an emergency or disaster function without additional staff assistance.

COUNTY PROFILE

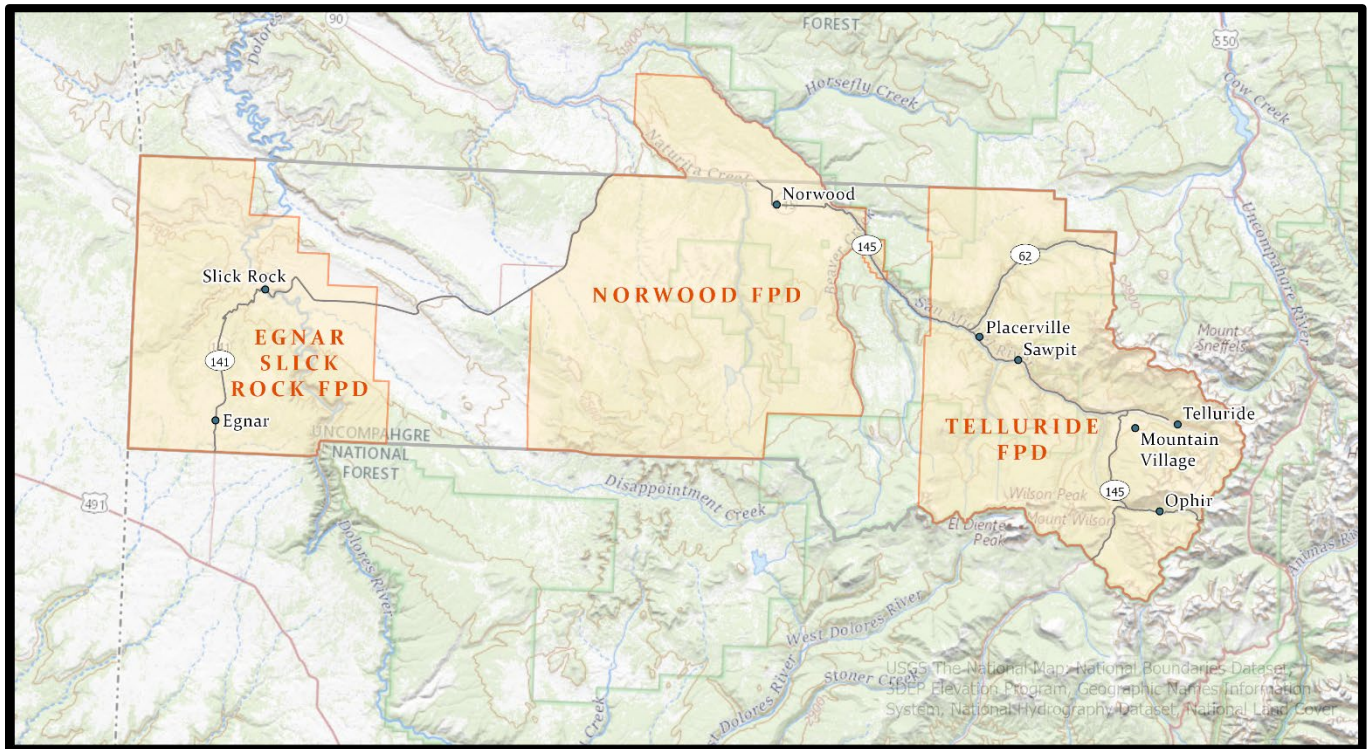


Figure 1 San Miguel County Map, Source: SMC GIS

San Miguel County is located in southwestern Colorado on the Western Slope. It is bordered to the north by Montrose County, the east by Ouray County, the south by Dolores County and the west by San Juan County, Utah. The County is approximately 1,287 square miles that ranges from southwestern semi-arid high desert to high alpine mountains. Approximately 68% of the land in San Miguel County are public lands and are managed by agencies like the US Forest Service, Bureau of Land Management, Colorado State Land Board or Division of Parks and Wildlife.

The County has over 800 miles of maintained state highways and County roads, not including many more miles of trails and bike paths. The County has over 700 miles of waterways and has combined water storage capacity of approximately 21,421 acre-feet in reservoirs, dams and lakes. The San Miguel and the Dolores Rivers are the major rivers in the County.

COUNTY GOVERNMENT

San Miguel County government departments and offices are separated throughout the County. Most departments and offices reside in the County seat of Telluride (BOCC, Assessor, Clerk and Recorder, Planning, Building, IT, GIS, Public Health, Social Services, Attorney, Human Resources and Open Space). The Sheriff's Office is outside of Telluride in the Ilium Valley and an Annex was built in the Town of Norwood in 2021.

Other department's offices are located in the town of Norwood (Finance, Road and Bridge, Social Services extension, CSU extension). Road and Bridge maintenance shops are located in Deep Creek, Norwood, Dry Creek Basin and Egnar.

DEMOGRAPHICS

San Miguel County's approximate population is 8179. The Town of Telluride, which serves as the county seat, is approximately 65 miles from the nearest city of any size. San Miguel County has two major highways which serve as the major transportation routes for motorists and freight. Although historically present, there is no railroad service in the County. San Miguel's main economic bases are tourism and recreation, real estate, construction, hunting, ranching, and mining. San Miguel hosts one of Colorado's major ski areas at Telluride/Mountain Village.

The incorporated towns of Telluride, Mountain Village, Ophir, Sawpit and Norwood serve as hubs for the County. There are also several small unincorporated communities such as Placerville, Egnar, Lawson Hill, San Bernardo, Slick Rock and Dry Creek Basin. Many of these communities are situated next to Wilderness Areas, Forest Service and BLM lands.

San Miguel County has a regional airport with daily commercial flights throughout the year which increase during the height of ski season. The elevation of Telluride Regional Airport is 9078 feet above sea level. Additionally, the County is a tourist destination year round and has an estimated peak season population of up to 15,000. Population increases are most likely to occur during the three months of the summer tourism season, four months of hunting season and the five months of the ski season.

WATER SUPPLY

The Town of Telluride obtains its drinking water from groundwater that surfaces at the Stillwell Tunnel, four potential surface water intakes in the Bridal Veil Basin (Mud Lake, Lewis Lake, Blue Lake and the Falls Crest Diversion on Bridal Veil Creek) and a surface water intake in the Mill Creek watershed. It has three water treatments plans at Pandora, Mill Creek and Stillwell.

The Town of Mountain Village water is produced by 11 wells in and around the town. These wells average about 140 feet in depth, and during times of high demand, two wells in the San Miguel alluvial aquifer are utilized to augment production.

The Norwood Water Commission derives most of its water supply from the Farmers Water Development Company system (Gurley ditch and reservoir).

The Town of Ophir obtains its drinking water within the Howard Fork sub-watershed from one primary surface water intake off of Waterfall Creek and two backup intakes from two springs collectively known as Warner Springs. Waterfall Creek is tributary to Howard Fork Creek.

SPECIAL EVENTS AND THE TELLURIDE SKI RESORT

San Miguel County is home to several year round annual events. The Telluride Ski and Golf Resort brings thousands of visitors to the area. A variety of festivals are held in the town of Telluride throughout the summer season, bringing a substantial surge population of visitors to the area.

Among the many festivals are Mountain Film (May), Telluride Bluegrass Festival (June), Telluride Fourth of July Celebration, The Ride Festival (July) and Blues and Brews (Sept). The surge population for these events can range from just a few hundred to as high as 25,000.

HAZARD VULNERABILITY ASSESSMENT

San Miguel County has conducted an assessment of potential hazards within the County. The assessment details the frequency, vulnerability, exposure and risk of potential hazards to the County and was completed in 2011. The San Miguel County All Hazard Mitigation Plan (AHMP) was developed to reduce and eliminate losses from natural and manmade hazard events and to better protect the people and property of the County from the effects of hazard events.

HAZARD PROFILE

San Miguel County is vulnerable to many hazards, all of which have the potential to disrupt the community, cause damage and create mass casualties. The Hazard Vulnerability Assessment identified specific hazards for the County based on likelihood of occurrence, severity and impact. The findings include the following hazards and their relative risk ranking:

HIGH RISK	MEDIUM RISK	LOW RISK
Wildfire	Pandemic Flu	Street Flooding
Drought	Riverine Flooding	Earthquake
Debris Flow/Landslide	Severe Weather	Terrorism
Extreme Winter Weather	Hazardous Material Spill	Ice Jam Flooding
Critical Infrastructure Failure		West Nile Virus
		Dam Failure
		Transportation Accidents
		Technological Hazards

Perceived Risk Hazards for San Miguel County were grouped into High, Medium and Low Risk categories. *Note – the hazards are not ranked in order within each category.*

VULNERABILITY ASSESSMENT

The current All Hazard Mitigation Plan lists the following vulnerability assessment conclusions for San Miguel County:

1. Wildfire continues to be a significant threat to the County and its residents. This threat is growing with more development in forested areas. The County's Wildfire Safety Program and Community Wildfire Prevention Plans are proving to be valuable tools to mitigate future losses.
 - a. Although human activities, such as lighting campfires, can be responsible for starting wildfires, hotter weather makes forests drier and more susceptible to burning.

- b. Rising temperatures, a key indicator of climate change, evaporate more moisture from the ground, drying out the soil, and making vegetation more flammable.
 - c. At the same time, winter snow packs are melting about a month earlier, meaning that the forests are drier for longer periods of time.
 - d. As drought and heat continue with rising greenhouse gas emissions, we expect more wildfires in years ahead, especially with the fire seasons getting longer
2. Flooding will continue to be a threat to existing development within the San Miguel River floodplain. Floodplain management ordinances for Telluride and the County have been effective in reducing risk to future growth in floodplains, but much of the existing Town of Telluride is at risk. Flood insurance is currently the most appropriate mitigation option in Telluride for existing structures, given that the high property values and historic structures in town make acquisition/ elevation projects technically and financially difficult.
3. Avalanches have been responsible for more lives lost than any other recent hazard, but this is primarily due to unwise backcountry travel. Portions of the Town of Ophir and certain County roads and State Highways are at risk to large avalanches. Avalanches can restrict access into and out of the County on Highway 145 over Lizard Head Pass for days, as well as access in and out of Ophir.
4. Landslides, mud and debris flows, and rockfall come with the territory of steep, eroding slopes in eastern areas of the County. Debris and mudflows have inundated Telluride twice in the past 100 years. Many of the culverts are undersized to handle a flood and debris flow on Cornet Creek. The County and the Town of Telluride have geohazard regulations in their respective Land Use Codes. Transportation corridors remain at risk and pose safety concerns to travelers and emergency responders. More rockfall control efforts are needed along the State Highways in the County.
5. Ongoing drought has impacted the tourism and agriculture economies within the County, and contributed to increasing the wildfire hazard in the past, and it will continue to do so in the future. In 2013 the County was designated a primary County for a USDA disaster area.
6. Problems associated with severe weather and extreme winter weather occur almost every year and exacerbate problems with geologic hazards, avalanches, flooding, and wildfire.
7. Earthquakes pose a low probability but high consequence event, particularly with the presence of historic building stock located in Telluride.
8. Transportation routes over mountain passes are susceptible to severe weather avalanches and rockslides, potentially limiting emergency ingress and egress and causing dangerous driving conditions for commuters and tourists. HAZMAT spills will continue to be a concern along transportation corridors. These concerns have been voiced to the Colorado Department of Transportation in the past.

9. Power outages from severe weather and avalanches are an ongoing concern.
10. Facilities that store gas, propane, chemicals and other hazardous materials could cause additional health and safety concerns if impacted by a natural or man-caused event, these event can also cause a disruption in the services they provide creating more potential issues.
11. Many plans, procedures, and policies exist that either promote public safety or wise development procedures within the County and the incorporated towns. Often the implementation of these capabilities is hindered by lack of funding, staffing, political or public pressures, and respect for private property rights.
12. Public Health Vulnerabilities: Emergencies or disasters may exceed the technical or available resource capability of the San Miguel County Department of Public Health and Environment (SMCDHE) resulting in the need for assistance from other local, state and/or federal resources. An emergency or disaster may cause death and widespread damage, including disruption to the health care system, clinics, emergency care and public health services. It may also disrupt the public infrastructure, compromising water systems, food distribution and storage as well as other infrastructure systems that could lead to a threat to the health and safety of the public. Key personnel may be injured, and others may be delayed in assuming emergency functions until assured of the safety and welfare of their families and homes. Essential available equipment and supplies at the local level may be depleted (source, SMCDHE PHEOP).

CRITICAL FACILITY AND INFRASTRUCTURE

As part of the All Hazard Mitigation Plan (AHMP) planning process critical infrastructure and facilities were identified for the county.

CRITICAL FACILITIES

Critical Facilities are defined as facilities that provide a necessary service before, during, and after times of disaster. These generally include:

- Airports
- Fire stations
- Public safety facilities
- Schools
- Governmental buildings
- Medical centers
- Shelters
- Fuel Stations
- Carrier Neutral Locations (CNLs)
- Grocery Stores

CRITICAL INFRASTRUCTURE

Critical infrastructure is defined as assets that are essential to the functioning of a society and economy. These include:

- Dams, water treatment, water storage, water supply
- Electric power lines, sub-stations
- Sewer lines and treatment plants
- Telephone facilities
- Internet
- Communication Towers
- Transportation routes

CAPABILITY ASSESSMENT

The jurisdictions within San Miguel County have limited response and recovery capabilities due to county size, population and limited emergency responder personnel. Further limitations in these capabilities are determined through annual plan reviews and exercises. The following details mitigation capabilities within the County structure. Mutual Aid Agreements (MAAs) have been established between the political jurisdictions within the county as well as county to county MAAs between neighboring counties, counties within the west all hazard region and the State of Utah.

CEPA Planning Process – Gap Analysis

The Colorado Emergency Preparedness Assessment (CEPA) assists local jurisdictions to obtain a greater understanding of local preparedness levels and to better position the state to support local disaster preparedness, response and recovery efforts. The planning process, performed every three years, assists the County in its efforts to assess risk and local capabilities and the potential need for support and resources during and after emergencies or disasters.

A gap analysis is performed to improve operational readiness and reduce disaster impacts by identifying and reducing or eliminating shortfalls that exist between estimated requirements, standards, and performance measures and the actual response and short-term recovery capabilities.

MULTI-AGENCY COORDINATION SYSTEM

Emergency Management staff facilitate various planning groups within the county. The San Miguel County Multi Agency Coordination (MAC) System is a multiagency, multi-disciplinary planning and coordination group committed to the development and implementation of all-hazards planning for preparedness, prevention, response and recovery from emergencies and disasters. The group meets quarterly to discuss relevant planning issues in the county and is coordinated by Emergency Management. This group also served as the Local Emergency Planning Committee (LEPC) for hazardous materials preparedness and response. Evaluation of this plan occurs within this group at least every two years.

REGIONAL PLANNING

To facilitate regional planning and mutual aid assistance, Emergency Management staff participate in the West All Hazard Region (WAHR). The WAHR is a six-county all hazard planning region located in the western portion of the State of Colorado. It is comprised of Delta, Gunnison, Hinsdale, Montrose, Ouray and San Miguel Counties.

The WAHR mission is to prepare Colorado's West Region communities to be resilient in the face of potential threats and hazards through coordination and collaboration. It is a multiagency, multidisciplinary emergency planning and coordination group committed to improve all hazard preparedness and resiliency in the West Region, leading to fewer lives lost, reduced economic impacts in affected communities, improved response capabilities and faster recovery time.

EMERGENCY MANAGEMENT PROGRAM

The County's Emergency Management program addresses planning efforts for the phases of emergency management that include prevention, protection, response, recovery and mitigation. Emergency Management staff are within the Administration Division of the Sheriff's Office. Staff are comprised of the Emergency Management Coordinator and the Emergency Manager.

The Office of Emergency management program provides a structure for anticipating and dealing with emergency incidents and recognizes that disasters are recurring through the four phases of emergency management: preparedness, mitigation, response and recovery.

ALERT AND WARNING SYSTEMS

The Alert and Warning Annex contains more information on the use of alert and warning systems in the County.

CODERED - EMERGENCY NOTIFICATION SYSTEM

The County utilizes a notification system to provide both target-based emergency alerts and general alerts to the public. These alerts can be sent directly to landline phones and to cell phones, if the end user has opted in for this service. Commuters and visitors to the county may also sign up for the system via a mobile application. Residents may self-register on the Sheriff's Office website: sanmiguelsheriff.org.

SOCIAL MEDIA

The County utilizes social media outlets such as Facebook and Twitter to inform, warn and prepare the public. The authority to initialize this utility as a warning mechanism lies with the incident commander, Sheriff or their designee.

LOCAL MEDIA

The County also utilizes the KOTO, the Telluride-based local radio station, for emergency and general alerts to the public.

IPAWS

The Integrated Public Alert & Warning System (IPAWS) is FEMA's national system for local alerting that provides authenticated emergency and life-saving information to the public through mobile phones using Wireless Emergency Alerts, to radio and television via the Emergency Alert System and on the National Oceanic and Atmospheric Administration's (NOAAs) Weather Radio network. The authority to initialize this utility lies with the incident commander, Sheriff or their designee.

LOCAL COORDINATION

San Miguel County is responsible for large scale emergency response operations in unincorporated areas of the County, and in cases where the emergency is located within an

incorporated area, in cooperation with the Towns of Telluride, Norwood, Ophir and Mountain Village. Each of the Town Governments within San Miguel County, with the exception of Sawpit, has established and adopted both a Chain of Command and Continuity of Operations (COOP) sections for their respective functions as part of their Town Emergency Operations Plans.

All local governments and special districts within San Miguel County are responsible for coordinating with one another and for providing mutual aid within their capabilities and according to the established [Memorandum of Understanding](#) (MOU). If necessary, normal working operations may be suspended or redirected during an incident in order to support emergency response and control throughout the County. The Mutual Aid Agreement should be reviewed annually in the MAC meeting.

Based on the assessment of emergency conditions by the designated Incident Commander(s), the Board of County Commissioners (and/or municipal leadership) may be notified and advised of the situation and the need to report to the County EOC.

POLICY GROUP

Based on the assessment of emergency conditions by the designated command structure, the Board of County Commissioners (BOCC) and/or members of town leadership may be notified and advised of the situation. If necessary, the BOCC and other identified leadership personnel will comprise the Policy Group, which may gather virtually or be onsite at the various EOCs at either the Sheriff's Annex in Norwood, the Telluride EOC or another appropriate venue. The location of town or county leadership will depend on the type of command structure in place and the incident type. The policy group are not responsible for operational decisions but may have a liaison, usually the county manager, who represents them in the EOC Command structure (see ICS Chart.)

The Policy Group may be called upon to discuss formal declaration of an emergency or disaster, discuss funding for disaster or emergency purposes and formulate necessary directives to County departments and personnel regarding changes in normal duties and/or work schedules. Other possible decisions involving issuance of official orders regarding population protection or temporary social restrictions, such as evacuation orders, establishment of curfews and enactment of price controls may need to be discussed and coordinated by this group.

CONCEPT OF OPERATIONS

OPERATIONAL PRIORITIES

During an emergency response, such as a natural disaster, County first responders, departments and agencies will prioritize their operational objectives during response and recovery phases in the following order:

- Life, safety and health of residents, visitors and first responders
- Property protection – personal property, critical facilities and critical infrastructure
- Environmental protection
- Restoration of essential public utilities
- Restoration of essential programs
- Coordination amongst local jurisdictions, non-governmental organizations, volunteers and citizen groups.

San Miguel County has resources and expertise available to assist with incident related problems. The County will modify normal operations and redirect resources in order to save lives, relieve human suffering, sustain survivors, protect property and assist in re-establishing essential services. Life-saving and life-protecting response activities have precedence over other emergency response activities.

The Sheriff may request any County department or office able to assist, as well as resources under control of the Sheriff, including San Miguel Search and Rescue, and any agency or entity under agreement with the Sheriff, as well as any mutual aid agency requested by the Sheriff.

DISASTER DECLARATION

All disasters are local, meaning they originate within some county or municipal jurisdiction. The main purpose of declaring a disaster is to request resources beyond the existing capability of the County. By doing so, local government gains access to policies, procedures and agreements that are not necessarily available on a day-to-day basis. It is critical that these disaster policies, procedures and agreements be put in place before an incident impacts the County.

Other reasons for disaster declaration:

- To gain access to TABOR emergency reserves
- To qualify for certain types of federal and state disaster assistance
- To support the enactment of temporary emergency restrictions or controls

INITIAL EMERGENCY RESPONSE

The BOCC authorizes the Sheriff, or their designee, and/or Emergency Management staff, to act as needed in the pre-disaster declaration time frame until an official disaster or emergency declaration can be made by authorized individuals.

The Sheriff, or their designee, and/or Emergency Management staff have been designated with the authority to spend up to \$250,000 in the support of disaster response activities prior to a formalized declared disaster by the Board of Commissioners. Emergency authority of the Sheriff and/or Emergency Management staff consists of ordering and mobilizing resources and/or requesting mutual aid and/or spending to respond to an emergency or disaster.

COUNTY AUTHORITY

The following San Miguel County individuals or their designees have the authority to declare a County disaster or emergency,

- BOCC Chairperson, in consultation with the Board, if possible
- BOCC Vice Chairperson
- Third Commissioner
- County Manager

After twenty-four hours has elapsed from the initial declaration of emergency, the succession of authority to act for the Board is the same as above. Until a quorum of the Board has been convened, pursuant to a declaration of emergency by the County Sheriff or Administrator, the County Manager shall have the full legal authority of the Board of County Commissioners.

The Declaration shall not be continued or renewed for a period in excess of seven days except by or with the consent of the Board of County Commissioners. In all events, the County Manager and Board of County Commissioners shall make all reasonable efforts to meet a quorum of the Board within 24 hours of the initial declaration of emergency.

Any order or proclamation declaring, continuing, or terminating a county emergency or disaster shall be filed promptly with the State of Colorado Division of Emergency Management via the County Emergency Management staff. A copy will be maintained by the San Miguel County Clerk and Recorder. Management staff will, as soon as practical, make full notification to the BOCC and County Manager of such actions taken during the pre-disaster declaration period.

DECLARATION PROCESS

Pursuant to the Colorado Disaster Emergency Act, C.R.S. 24-33.5-709:

- The principal executive officer of a political subdivision has the sole authority to declare a local disaster. It shall not be continued or renewed for a period in excess of seven days, except by or with consent of the governing board of the political subdivision.
- A disaster declaration shall activate the response and recovery aspects of any and all applicable local emergency plans and to authorize the furnishing of aid and assistance under such plans.
- Such declaration shall be given prompt and general publicity, and shall be filed promptly with the County Clerk and Recorder, or another authorized record keeping agency, and the Colorado Division of Homeland Security and Emergency Management (DHSEM).

GENERAL PROCESS

1. Response and/or initial damage assessment by local government
2. Implementation of County EOP and activation of local resources
3. Resolution by affected local governments declaring a disaster
4. If necessary, request state assistance – through Emergency Management staff
 - a. Implementation of State EOP and activation of state Resources
 - b. Situation Reports from County to State
 - c. Joint (Federal-State-Local) Preliminary Damage Assessment (PDA)
 - d. Governor's Request for a Presidential Disaster Declaration
 - e. FEMA Region VIII Review and Recommendation
 - f. Decision by president whether or not to authorize Stafford Act Assistance

COLORADO DISASTER EMERGENCY ACT

The Colorado Disaster Emergency Act (C.R.S. 24-33.5-701 et. seq.) provides the legal and procedural framework for preventing, preparing, mitigating, responding and recovering from disasters in the state of Colorado.

1. Elected authorities are ultimately responsible for ensuring the safety and security of their citizens, and thus responding to disasters within their jurisdiction. When the disaster exceeds the capabilities of the local jurisdiction, they may call upon assistance from neighboring jurisdictions through Memorandum of Understanding (MOU).
2. If the disaster is of such magnitude and complexity that it exhausts local capabilities, then according to C.R.S. 24-33.5-709, the "principal executive officer of a political subdivision" may declare a local disaster or emergency.
3. A local disaster declaration is necessary before a jurisdiction may qualify for state emergency aid. If recognized by the Governor, then the combined resources of the state, including the National Guard, may be drawn upon to respond to the disaster. The Governor, in turn, may request additional resources from other states through the standing Emergency Management Assistance Compact (EMAC).
4. If the disaster requires federal assistance, the state, via the Governor's request for a Presidential Disaster Declaration, will function as the primary coordination mechanism for requesting federal assistance.
5. The Robert T. Stafford Act establishes a process for requesting and obtaining a Presidential Disaster Declaration, defines the type and scope of assistance available from the federal government, and sets the conditions for obtaining that assistance. Based on the Governor's request, the President may declare that a major disaster or emergency exists, thus activating an array of federal programs to assist in the response and recovery effort. Not all programs, however, are activated for every disaster.

6. Under a Stafford Act major disaster declaration, the local authority having jurisdiction (AHJ) is responsible for all initial payments, and then may submit reimbursement requests for the cost shared amount for eligible expenses. Typically, the federal government takes 75% of eligible expenses, leaving local governments with a cost share of 25% of eligible expenses plus 100% of the ineligible expenses. The state, at the Governor's discretion, may share in the costs as well.
7. To be eligible for assistance under the Robert T. Stafford Act, local governments must first perform an initial damage assessment to assess the impact of the disaster. This assessment should provide a rough estimate of the extent and location of damages. This may require the coordination of the various municipal governments who will also perform their own damage assessments. When the information has been collected, it is provided to the EOC and then forwarded to the Colorado Division of Homeland Security and Emergency Management (CDHSEM). If warranted, state and federal officials then conduct a joint preliminary damage assessment (PDA) with local officials to further estimate the extent of the disaster and its impact to the community. FEMA uses this information to supplement the Governor's request for federal assistance.
8. The Fire Management Assistance Grant (FMAG) is a program within the Stafford Act that provides funds for the mitigation, management, and control of fires on publicly or privately owned forests or grasslands, which threaten such destruction as would constitute a major disaster. The FMAG declaration process is coordinated by the State Division of Fire Prevention and Control (DFPC). The grant program provides a 75% cost share, while the jurisdiction having authority pays the remaining 25%.

PUBLIC HEALTH EMERGENCY OPERATIONS

This San Miguel County Public Health Emergency Operations Plan (PHEOP) was established to promote a system to save lives, protect public health and the environment, alleviate damage and hardship and to reduce future vulnerability within San Miguel County. This document indicates the commitment to annual planning, training, and exercise activities in order to ensure the level of preparedness necessary to respond to public health emergencies or disasters within the County.

The basic plan provides guidance on overall emergency preparedness and concept of operations, departmental roles and responsibilities, the SMCDHE emergency response organization, PHEOP implementation process, and provides for administrative, training, and exercising requirements. The plan describes the basic strategies and mechanisms by which the department will:

- Provide command and control for a public health event;
- Activate public health emergency operations when an incident exceeds the day-to-day operational capacity of the community and/or there is a suspected case of highly transmissible disease;
- Outline concepts of operation including activities for preparedness, response and recovery;
- Determine roles and responsibilities for all SMCDHE personnel and other county personnel as needed;
- Provide suitable disease control measures to limit the spread of disease;
- Initiate a criminal investigation through the appropriate law enforcement office;
- Generate, manage and disseminate timely, appropriate information to the public, medical community, response personnel and community leaders; and
- Smoothly recover to pre-incident operations and decontaminate environments as indicated

Plan annexes are supporting plans to the PHEOP and speak to public health incident response and support. These annexes address the public health response and supports to the 15 National Planning Scenarios in the National Preparedness Goals and hazards identified in the Colorado Hazards Assessments.

DECLARATION OF PUBLIC HEALTH EMERGENCY

The SMCDHE Director or designee will request conference call/meetings with the San Miguel County Board of Health (BoCC), San Miguel County Emergency Manager and San Miguel County Administrator to review the conditions supporting the state of the public health emergency.

All evidence will be presented that supports the declaration of a community emergency and that a significant threat to the health of the community exists. The SMCDHE DOC will be activated. The San Miguel County EOC may be activated to support the response when a public health emergency is declared. The SMCDHE Director or designee will simultaneously notify the CDPHE of the situation. If necessary, the CDPHE will contact the Governor to request a State Declaration of Public Health Emergency that will allow additional resources to be

requested. A declaration of a public health emergency may also come from the Governor in response to events in other regions of the state.

DISASTER SPENDING, PROCUREMENT, AND CONTRACTING

The Sheriff, the County Manager, and the Emergency Manager have been designated with the authority to spend up to \$250,000 in the support of disaster response activities prior to a formalized declared disaster by the Board of Commissioners. Emergency authority of the Sheriff and/or Emergency Management staff consists of ordering and mobilizing resources and/or requesting mutual aid and/or spending to respond to an emergency or disaster.

Emergency purchases are exempt from the County's competitive bid selection process due to the fact that circumstances do not lend themselves to a competitive selection process. As stated in the current [San Miguel County Financial Affairs Policy](#), when threats to public health, welfare or safety exist, County personnel may need to make emergency procurements of construction items, goods, or services.

San Miguel County will maintain disaster finance records including timesheets, receipts, invoices, purchase orders, rental agreements, mileage logs, etc. Copies of these documents are retained per Colorado Open Record Act (CORA) retention laws to justify documentation to DHSEM, DOLA, and FEMA. These documents will be required by FEMA and the State of Colorado to justify claims, purchases and reimbursements due to the County following a disaster.

PURCHASING LIMITS UNDER A DISASTER DECLARATION

A local disaster declaration supersedes non-disaster procurement policies of San Miguel County and the purchasing guidelines detailed herein comply with Title 2, Code of Federal Regulations, Part 200 (2 C.F.R.) as it relates to administrative requirements, principles and audit requirements for federal awards and the San Miguel County Emergency Operations Plan to ensure potential reimbursement, if available.

The Board of County Commissioners authorizes that the purchasing limits for all departments or offices during a Local Disaster Declaration and serving in their ESF role shall be as follows:

1. Purchases up to \$50,000 are free from any bidding or quote process.
2. Purchases from \$50,001 to \$250,000 will require at least two (2) quotes if available. The only exception is for imminent lifesaving needs. San Miguel County authorizes the sole source purchase of goods and services only for immediate threats to loss of life.
3. Purchases above \$250,000 that are for imminent lifesaving needs are exempt from the formal RFP process. Recommendations for immediate lifesaving purchases must be approved by the Board of County Commissioners in a public meeting with an explanation of why the resources are an imminent need.
4. Any purchases above \$250,000 that are not for imminent lifesaving needs must go through the county's Request for Proposal (RFP) Process as outlined in the latest edition of the San Miguel County Financial Affairs Policy.

Purchasing Limits for Appointed/Elected Officials

Procurement purchasing limits per incident during a local disaster shall be:

- \$250,000 limits for each of the following:
 - San Miguel County Sheriff,
 - County Manager
 - San Miguel County Emergency Manager
- When requested during a local disaster declaration, the purchasing card spending limits for designated employees may be increased at the discretion of the County Manager, Emergency Manager and/or Finance Director and will be limited to the quantity of those supplies, equipment, materials or services necessary to stabilize the disaster.
- The County Manager is authorized to move funds within the current San Miguel County budget to address the needs of the incident to the limits set above, which must be ratified at the earliest possible opportunity by the BoCC.
- If any monies from any county fund or account are spent during a disaster or emergency, the department head/elected official spending the funds is responsible for maintaining detailed records of all items/services purchased during the declaration and must present records, invoices, and any other information related to those procurements to the Finance Department, Emergency Manager and the County Manager no later than ten (10) days after the disaster or emergency is declared to be over. The BoCC may extend this reporting period as needed. It is recommended that copies of all receipts, invoices and serial numbers be recorded with the EOC as they are made so records can be scanned in and/or stored in the documentation unit's files during the incident.
- Under a local disaster declaration, the Board of County Commissioners and County Manager shall have access to use of TABOR emergency reserves strictly limited for response efforts associated with the disaster. The county will endeavor to repay funds used to the reserves as soon as possible and the preference is to utilize budgeted funds, state and/or federal disaster assistance funds before drawing on TABOR reserves.

EMERGENCY AND LAND USE AGREEMENTS CONTRACTING

If needed, the Emergency Manager or designee will meet with the land owner and develop a signed agreement for the use of the land needed during an emergency or prior to an emergency. This Land Use agreement will be approved by the County Attorney prior to entering into the agreement. Copies of all agreements, contracts and purchases should be retained and forwarded to the County Attorney's Office, Finance Director and the Documentation Unit for retention as part of the official record of actions taken during the disaster.

TRACKING DISASTER COSTS

The Finance Department may assign separate general ledger expense line(s) as needed. All purchases must fit the criteria based on the specific incident. Each purchase must have the documentation and invoice attached. The documentation should include an executed Resource Request Form 213RR. All documentation shall be submitted to the Finance Department for payment. The Finance Department will also ensure that the State and Federal procedures are met in the reimbursement process, outlined in the [Federal Grant Policies and Procedures manual](#).

ESTABLISHING BURN RATES

Burn Rates, or the daily costs associated with incident response, should be calculated daily by the responsible entity managing the incident. The Finance Section will be responsible for acquiring the information and submitting it to the EOC Manager as directed.

DISASTER REIMBURSEMENT

The County will follow the procedure in the Disaster Finance Tracking and Reporting section.

REASSIGNMENT OF DUTIES AND EMPLOYEE OVERTIME

In the event of a declared disaster, county employees may be called upon to assist the county in response efforts and other efforts to ensure the continued operation of essential county services. Employees may be reassigned by their department head and/or the County Manager and may be expected to fill an emergency response role that is not part of their daily duties and may be required to work varying shifts and/or work more than 40 hours per week. All department heads and elected officials shall be responsible for maintaining and reporting accurate records of their employees, specifically hours and tasks completed related to the disaster response.

TIMEKEEPING

In order to provide sufficient payroll calculations, deductions, and net pay, supervisors shall ensure that appropriate time card and payroll reporting procedures are followed. Emergency timekeeping may be recorded on ICS forms first and then entered into the established electronic system.

Non-exempt employees, eligible for overtime pay at one-and-a-half times their regular hourly rate after 40 hours per week, are responsible for accurately recording hours spent performing assigned work. Non-exempt employees must accurately record time worked as well as leave time taken for emergencies or personal reasons.

EXEMPT EMPLOYEE COMPENSATION

Exempt employees are designated as disaster service workers during a declared emergency or disaster and are eligible for overtime after 50 hours of work per week. Overtime is paid at one-and-a-half times the exempt employee's estimated hourly rate.

EMERGENCY STAFF HIRING

Pursuant to a Local Disaster Declaration, the County Manager, elected officials, or the Human Resources Director may conduct emergency hiring of individuals to perform disaster response roles for the county. This includes hiring staff to support the Emergency Operations Center, subject matter experts, equipment operators, public health staff and/or an Incident Management Team (IMT). Emergency hires will be on a temporary basis as needed for the duration of the emergency and shall be covered by the county's workers' compensation policy and liability insurance. Temporary employees will not be eligible for county benefits unless

otherwise directed by the BoCC or the Human Resources Director. Attempts will be made to conduct background checks on all temporary emergency hires.

WORKERS' COMPENSATION INSURANCE

San Miguel County employees injured in the performance of their duties or who develop an occupational disease are entitled to benefits under the Colorado Worker's Compensation Act. Workers' compensation insurance is designed to pay for doctors' expenses as well as other related expenses incurred by employees due to work-related injuries or disease.

EMERGENCY CONTRACTING

Pursuant to a Local Disaster Declaration, the County Manager, Elected Official, or Human Resources Director may contract with an organization, agency, or business for professional specialized services or other temporary workforce services or support. Any agency contracts shall be approved by the County Attorney's Office. Contracted Incident Management Teams or companies must submit completed W9 forms and other requirements as identified in Section 9 of the County Financial Affairs Manual – Entering into Agreement for Services – Independent Contractor.

DISASTER FINANCE TRACKING AND REPORTING

A major disaster or emergency may require the expenditure of large sums of county funds. If the demands exceed available funds, upon prior approval by the BoCC, the county may make additional funds available from contingency and/or emergency reserve funds. If funds are insufficient, the BoCC may grant authorization to transfer and expend moneys appropriated for other purposes under a declared emergency or disaster.

- Participating agencies, county departments and county enterprises are responsible for coordinating with the Finance Department in expending funds, maintaining appropriate documentation to support requests for reimbursement, submitting invoices and closing out assignments in a timely manner.
- Disaster finance procedures, as coordinated by Finance Department, will be utilized to ensure the proper and efficient processes relating to procurement transactions, contracts, purchasing card limits and approval authority of the allocation of funds when required during emergencies or disasters.
- Each county department or office identified in the Plan is responsible for documenting all emergency or disaster related expenditures using the financial tracking and reporting protocol as directed by the county Finance Department. Each county office or department must exercise proper oversight throughout the course of the incident to maintain logs, records, receipts, invoices, purchase orders, rental agreements, and all other applicable documentation.
- Affiliated agencies identified in the plan shall follow their own financial policies unless their actions result in the expenditure of county funds, in which case county financial policies shall be followed.

NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS)

The National Incident Management System (NIMS) is a comprehensive, nationwide systematic approach to incident management. NIMS consists of a core set of doctrine, concepts, principles, terminology, and organizational processes for managing all-hazards incidents. NIMS is applicable to all levels of stakeholders, including local government, non-governmental organizations, private sector, and other agencies that play a role during disasters.

The use of NIMS is required by the U.S. Department of Homeland Security and the State of Colorado. In San Miguel County, NIMS is the basis for all incident management is utilized to manage both small and large scale incidents. NIMS require local governments to have an updated Emergency Operations Plan which incorporates NIMS components, principles and policies.

The Incident Command System (ICS) is a component of NIMS. ICS is a flexible personnel management command structure based on "best practices" for safely directing all emergency response activities at the scene of an emergency and is particularly helpful during events that extend beyond routine, single-agency responses.

In this structure, chain of command, span of control and ICS organization principles are utilized. Major areas or capabilities that may impact emergency operations are divided into Emergency Support Functions (ESF), which identify lead and support agencies for each function - this assists in streamlining the assignment of responsibilities.

The NIMS Integration Center encourages plain language for internal operations as it is important to practice every day terminology and procedures that will need to be used in emergency incidents and disasters.

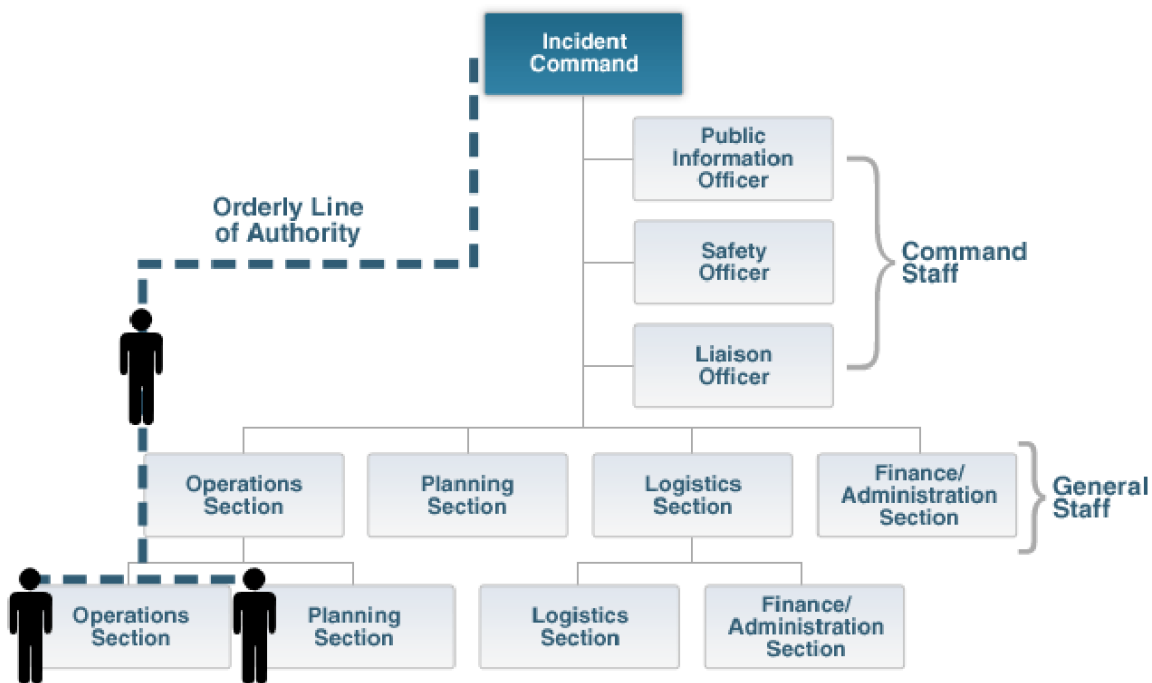
County Adoption

In March of 2006 the San Miguel County Board of Commissioners (BOCC) adopted [Resolution 2006-6](#) regarding the National Incident Management System (NIMS) and its concepts of management of emergencies and disaster incidents. The resolution outlines standardized training requirements for all county employees to comply with the NIMS standards.

ON-SCENE MANAGEMENT - ICS

At the scene of an incident, the County utilizes ICS to guide the organization of response agencies and the execution of tactical priorities. Personnel trained in ICS tactics and strategies can rapidly integrate responding resources, establish interagency liaisons and control resources to avoid duplication or over-commitment of effort.

Incident operations may be directed from the on-scene Incident Command Post (ICP), including emergency personnel, communications, incident planning, public information and resource management. If the event exceeds the capabilities of the ICP, the Incident Commander (IC) may request the activation of all or part of the County Emergency Operations Center (EOC) to assist.



INTEROPERABLE COMMUNICATION

Interoperable communication is critical when responding to any incident. The Interoperable Communication Annex to this plan establishes protocols for emergency communications for local, regional, state and federal agencies during incidents within San Miguel County. The intent is to provide a framework for operations at the Incident Command level to ensure all agencies involved have the ability to maintain, receive and disseminate information.

For established Incident Command/Unified Command (IC/UC) responsibilities all agencies will utilize SMC or TRUG MAC channels for interoperable communication until stability is secured. Communication with regional partners should occur over the phone, via email or through an established talkgroup such as WRICs. Communication with the state should occur over the phone, via email or through an established talkgroup such as OEM W. Should multiple

operational periods become necessary, operations will move to established county mutual aid talkgroups.

UNIFIED COMMAND

During large incidents there may be multiple organizations with statutory authority to be in command, have operational control or share legal responsibilities. To increase efficiency and foster coordination, Unified Command should be applied to incidents involving multiple jurisdictions or agencies. Public Health emergencies should always include the County Public Health Director as part of the Unified Command Team.

A Unified Command is an authority structure in which the role of incident commander is shared by two or more individuals, each already having authority from a different agency and/or discipline. The individuals within Unified Command make joint decisions and speak as one voice.

RESOURCE INCIDENT TYPING

Utilizing a numbering system, NIMS/ICS establishes a scale to categorize the size, magnitude, and overall complexity of an incident. On a scale of 1 through 5, with 1 being the most complex, Emergency Management will utilize these levels when assessing EOC activation, staffing needs and EOC goals and objectives. The relationships below illustrate the complexity differences between incident types, and the need for EOC activation levels.

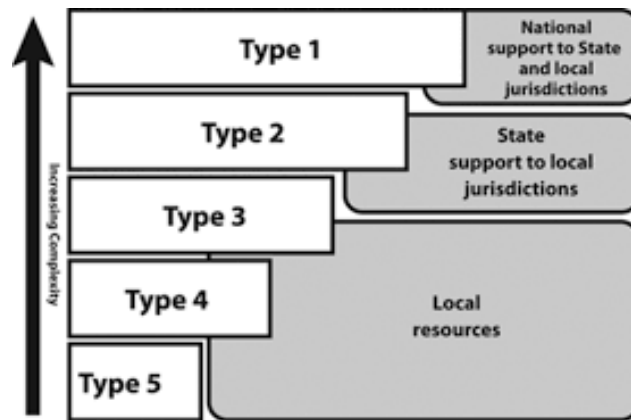


Figure 3 Increasing Complexity and Incident Types, FEMA

STATE INCIDENT MANAGEMENT TEAMS

Coordinated and activated through the Colorado Division of Homeland Security and Emergency Management (DHSEM), the Southwest Type 3 Incident Management Team (SWIM Team) provides overhead management of incident operations, operational coordination and support, and fiscal accountability for field-based operations during all-hazards events impacting the County at our request. Other teams may be called in to assist if the SWIM Team is deployed elsewhere.

The CDHSEM Type 3 IMT may be empowered through a delegation of authority to function as the authorized agent of the San Miguel County Board of County Commissioners or the County

Sheriff's Office; as allowed through county, state, federal, and agency cooperative agreements.

EMERGENCY OPERATIONS CENTER (EOC)

The County has identified designated Emergency Operations Centers (EOCs) throughout the County. All locations are multiple-use locations used as conference rooms and/or training areas which are open rooms with movable furniture which can be converted to an EOC quickly in the event of an activation. The purpose of the County EOC is to bring together all the ICS and/or Emergency Support Functions (ESFs) relevant to the disaster or emergency occurring into one central location, improve communication and coordination amongst these agencies and be a central location for resource requests should requests exceed the capability of the dispatch center.

The advantages to first responders, government and the community of activating the Emergency Operations Center (EOC) are numerous. Above all, it allows incident command the ability to focus on incident needs and problem resolution. It provides a central location where government can provide interagency coordination, resources and executive decision making; and facilitates long term operation thereby improving continuity. The San Miguel County EOC is where knowledgeable officials meet in familiar surroundings to play known roles making difficult but necessary decisions based on limited information in limited time.

Personnel assigned to the EOC are expected to have decision-making authority, and have the necessary skills to coordinate their respective organization's response and recovery activities. Personnel assigned to the EOC should have the ability to acquire and allocate resources associated with their area of expertise. Designated EOC staff should be allowed the time to participate in EOC trainings and exercises, as appropriate. The EOC uses an ICS/ESF model. More information may be found in the EOC Management Guide Annex.

The EOC provides multi-agency coordination through the following functions:

1. **Resource support** – Identify, acquire, prioritize, and allocate needed and anticipated support resources.
2. **Developing and maintaining situational awareness** – Information from various sources must be displayed and shared with the appropriate audiences to promote increased understanding and awareness of the current situation.
3. **Emergency Support Function (ESF) coordination** – The EOC provides coordination and management for ESF's activated in support of the incident.
4. **Manage information** – The EOC must have processes in place to collect, document, analyze and distribute information.
5. **Policy coordination** – Policy directives are reflected within the EOC's operations.
6. **Consequence Management** – Consequence management occurs through the consideration of the wider ramifications of an emergency event. This approach moves the focus from a specific hazard, such as a fire or flood, to broader consequences affecting a community, regardless of hazard source.

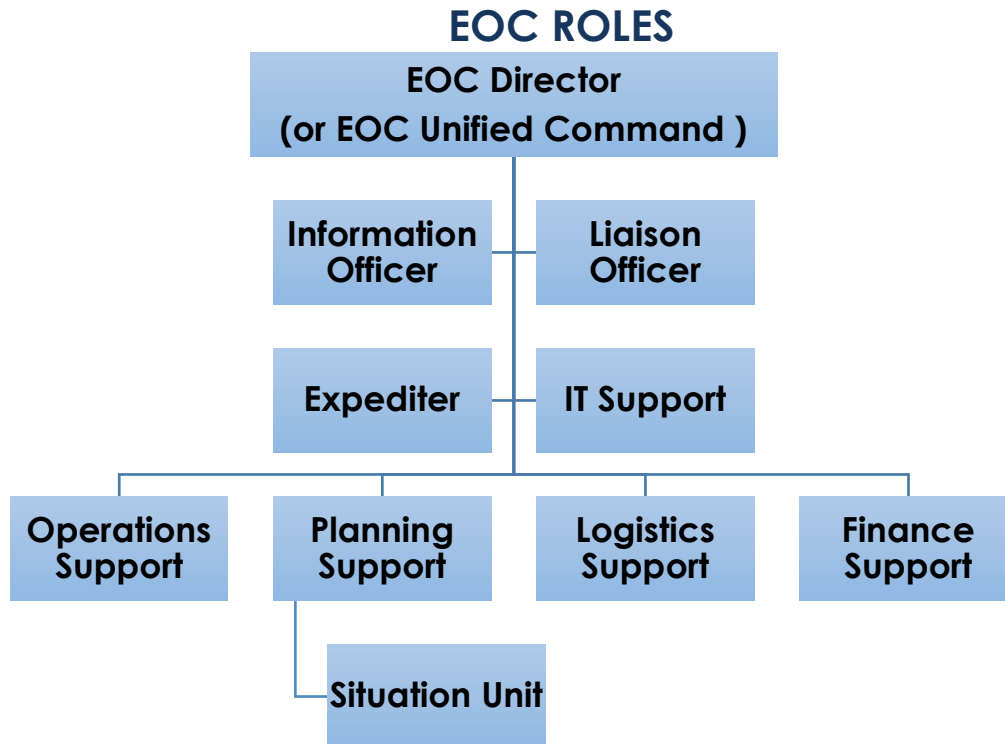


Figure 4 EOC Organizational Structure

EOC Director

The EOC Director (or Unified Commanders) serve as the organizational leader for the EOC for an incident and is the conduit to county leadership, the Policy Group, and the BoCC. The Director is responsible for all operations of the EOC during an incident. The EOC Director is typically the Emergency Manager. When possible, this position should have a deputy director to allow for capacity.

- Assures EOC procedures are implemented and used correctly
- Establishes and re-evaluates EOC staffing at effective levels
- Aligns and re-aligns EOC activation level(s) as the incident progresses
- Assigns EOC staff positions
- Communicates with county leadership, the Policy Group and the BoCC
- Seeks disaster declarations and authorizations for large expenditures as needed
- Makes sure important functions such as damage assessments, incident intelligence, and other functions are occurring
- Sends out internal notifications through internal communication systems
- Monitors EOC staff for effectiveness and fatigue.

Planning

The “Planning” section is comprised of the “thinkers.” They focus on longer term strategic planning, anticipating longer term needs for supporting the incident.

- Prepare plans for the next operational period.
- Ask “What could, should, would happen?”
- What resources will likely be needed for the next activities?

- Include appropriate players in future planning.
- Support Operations, internally identify potential tasks.
- Prepare long term staffing plans to assure EOC personnel rotate effectively.

Information

The Information Unit is responsible for monitoring communications both internal and external for the EOC as well as working closely with the Director to monitor priority issues.

- Owns priority Issues through to completion, drives resolution and regularly updates the EOC Director about their progress.
- Monitors the emergency radio, typically the 800 MHz PPRCN frequencies.
- Becomes the primary answering point for general phone calls coming into the EOC.
- Monitors social media and the internet for applicable information.
- Interfaces and supports Situation Unit – provides updates on applicable social media traffic.

Logistics

The “Logistics” section is tactical in nature, and supports the incident by locating and pricing resources to support the incident. Logistics “owns” the resource request process, and acts as both the initial approval step and final communications with the requestor to communicate approval/denial of the resource. Operations own the delivery of the resource.

- Validates resource requests: “Is this something the EOC can and should be providing?”
- Identifies suppliers for requested resources, taking into consideration existing county vendors, working with county Finance to approve new and or alternate vendors as needed.
- Produces a price estimate for a resource request, making sure the county's policies and procurement processes are followed.
- Works with county Finance and/or county attorney to develop new contracts or methods for obtaining resources that are not covered under existing contracts, agreements, or processes.
- Works directly with Finance, Operations, and the Director to coordinate approval and or more cost effective alternatives for requested resources.
- Contacts the requestor to communicate approval/denial of resource requests.
- Coordinates transportation, timing and delivery of resources with the Operations Section.
- Tracks resources while deployed; documents when, where, and how long each resource is deployed to the incident.

INFORMATION COLLECTION, ANALYSIS AND DISSEMINATION

When activated, the EOC will serve as the central point for collecting, analyzing and disseminating information related to the incident and county needs. Internal communication to county staff and stakeholders is performed using ReadyOp, email and/or cellular devices. Network drives, secure cloud-based drives and WebEOC are some examples of document storage solutions currently in use in the County.

First responders in the field should report to their lead, who will then report to the IC and/or EOC. Incident Command and/or dispatch will relay information to the EOC. At the EOC reports will be deconflicted to ensure there are not duplicate requests for resources and/or conflicting intelligence reports. The EOC will be responsible for entering updates into WebEOC online portal and communicating with the DHSEM Regional Field Manager, DOLA and the State EOC as needed.

The County endeavors to release timely and accurate emergency information to the public concerning emergency preparedness, response and recovery. In an emergency or disaster situation, public information activities will be directed and coordinated virtually via a Joint Information System (JIS) or from the County EOC through a Joint Information Center (JIC).

The JIS should provide clear, concise and accurate information on the existing situation in the affected area and actions being taken by the authorities. Every effort shall be made to minimize and counter rumors, hearsay and half-truth information. Means of information sharing should include, but are not limited to, social media, broadcast media and the county 'NewsFlash' publications. Key points to convey may be:

- The nature of the emergency
- The location of the emergency
- How the emergency can affect them
- What protective action to take
- Where to get help
- When the situation will be remedied

RESOURCE MANAGEMENT

Depending on the size, scale and nature of the emergency, resource ordering will either be managed by one of the dispatch centers, the requesting agency or the EOC. Only the incident commanders of the responsible agency are authorized to request orders. In general, whoever orders a resource is responsible for paying for it. Any orders placed without proper approval will be financial responsibility of the agency that placed the order.

If the request/order is placed by a dispatch center at the direction of the IC or if the requesting agency/IC places this order themselves, the requesting agency is responsible for paying for and tracking the order. If the order is placed by the EOC, then the logistics section will track the order.

All orders placed by the EOC to the state should be placed through WebEOC. All orders placed through the EOC will be initiated with a Resource Request (213RR) form. These forms and the Logistics section tracking systems will be used to track locally or regionally sourced orders.

If Operations and IC encounter operational challenges in which specialized resources are needed, they will coordinate with Plans and Logistics to identify what specialized resources are needed. A Resource Management Plan, when completed, will be an annex to this plan.

Finance

The “Finance” section works with senior leadership, the Policy Group, and the Director to manage the financial aspect of the incident.

- Validate budget authority.
- Work with senior leadership, the Policy Group, and the Director to establish financial triggers for per-request and incident aggregate resource costs.
- Maintain running estimates of costs associated with the incident.
- Regularly update the Director and County Manager on the estimated incident cost.
- Monitor resource request pricing and act as the second approval step in the resource request process.
- Develop budget for long term incidents and recovery stages.

Operations

The “Operations” section is tactical in nature and supports the incident through direct support of Incident Command along with support of providing other secondary incident support needs.

- Search and Rescue
- Structural Firefighting
- HazMat
- Public Safety and Security
- Dispatch
- EMS/Hospitals
- Wildland Firefighting
- Fatality/Coroner

Oversees the operating needs of the incident to include:

- Directly communicates with field liaisons and IC and acts as a conduit between EOC staff and field liaisons
- Oversees and reviews all formal resource requests
- Monitors field responders
- Extracts incident needs and intel by monitoring radio transmissions and resource requests
- Delivers products and services approved through the resource request process
- Identifies needed products and services needed for the incident
- Updates Director regarding status
- Tactical implementation – Reviews Requests
 - Can we do them?

- Are there alternatives?
- Is this being done already?
- Any unintended consequences?
- Will the provided resource meet the needs of IC? (Ex. Ordering a piece of equipment without an operator)

Situation Unit

The "Situation Unit" (Sit) is responsible for maintaining situational awareness/incident intelligence for the EOC.

- Works with the Director to determine update and/or briefing schedule – "Planning P"
- Collects incident intelligence by conducting regular EOC updates/briefings where each EOC staff member shares the most recent information.
- Compiles intelligence, displaying the most relevant information on a situation board in the EOC.
- Directly informs appropriate EOC staff of important developments impacting them.

Expediter

The "Expediter" is responsible for the core functions and administrative support of the EOC during activation.

- Records personnel hours.
- Assists with record keeping and incident logging.
- Supports EOC staff needs by arranging for meals, coffee and other logistical needs.
- Serve as "runner" to acquire supplies and logistics as needed
- Provide all documentation and forms to the Documentation Unit to be included in the final incident package

EMERGENCY PROCUREMENT

Emergency purchases, which by their nature or circumstances do not lend themselves to a competitive selection process, are exempt from the County's competitive bid selection process. As stated in the current [San Miguel County Financial Affairs Policy](#), when threats to public health, welfare or safety exist, County personnel may need to make emergency procurements of construction items, goods or services.

San Miguel County has an established [Federal Grant Policies and Procedures Manual](#). This manual sets forth the policies and procedures used by San Miguel County to administer federal funds pursuant to applicable parts of the Code of Federal Regulations, which took effect for non-federal entities on December 26, 2014. It also includes requirements and references from the federal regulations in the GAO Green Book, Colorado State Programs, Section 602(c) and 603(c) of the Social Security Act, Title VI of the Civil Rights Act of 1964, as well as certain policies and laws pertaining specifically to the county.

The manual contains the internal controls and grant management standards used by the County to ensure that all federal funds are lawfully expended. It describes in detail or references the County's financial management system, including cash management procedures;

procurement policies; inventory management protocols; procedures for determining the eligibility of federal expenditures; time-and-effort reporting; record retention; and monitoring responsibilities. All employees of the County who deal with federal funds in any capacity are expected to review this manual to gain familiarity and understanding of the County's rules and practices and to comply with all requirements.

PROVIDING ESSENTIAL SERVICES

In accordance with statute, San Miguel County government will continue to provide essential services in order to protect the public health, safety and welfare during an emergency or disaster event by laying out the following chain of command protocols. During a declared emergency or disaster event, the following elected and appointed officials have the authority to execute the powers of the BOCC, in accordance with C.R.S. 30-11-107:

- BOCC Chairperson (in consultation with the Board if possible)
- County Manager
- County Sheriff

In accordance with statute, it is the intent of the San Miguel County Board of Commissioners that County government will continue to provide essential services in order to protect the public health, safety and welfare during an emergency or disaster event by distribution of these disaster chain of command procedures and protocols.

DEPARTMENT HEADS AND ELECTED OFFICIALS' RESPONSIBILITIES

All County employees are designated as disaster service workers during a declared emergency or disaster and may be required to perform certain emergency services at the direction of their supervisor.

All County Department Heads and Elected Officials will be consulted regarding emergency or disaster event issues that might impact their area of responsibility.

Each agency listed below, department head and elected official shall work within the framework of this plan and supporting Annexes and have the following general responsibilities:

- Be prepared to respond adequately to all emergency or disaster events;
- Consider potential emergency or disaster events in the conduct of his or her regular functions, particularly those functions essential in time of emergency;
- Design preparedness measures to permit a rapid and effective transition period following initial indication of a probable emergency or disaster events;
- Protect property and mitigate damages and impacts to individuals, communities and the environment;
- Facilitate recovery for individuals, families, businesses, government and the environment.

ESSENTIAL SERVICES RESPONSIBILITIES

All County Department Heads and Elected Officials shall ensure the continuity of essential functions in their respective departments in any emergency or disaster event by providing for:

- Succession to office and emergency delegation of authority in accordance with applicable law;
- Safekeeping of essential resources, facilities and records;
- Establishment of emergency operating capabilities
- Assess essential emergency requirements and plan for the possible use of alternative resources to meet essential demands during and following an emergency or disaster event
- Participate in activities to continually assess the importance of various facilities and resources to essential community needs; integrate preparedness and response strategies and procedures as needed.

VOLUNTEER MANAGEMENT

Volunteer Management during a disaster is critical to the management of community members who want to volunteer their time to help their community. Recent events in the County, such as the COVID 19 response effort, have shown that the community will come together in times of crisis and step forward to help each other.

Depending on the magnitude and scope of a disaster, the need for volunteers and volunteer management will vary, this plan will not attempt to guide all aspects of volunteer management. The county will appoint an individual or local nonprofit (volunteer coordinator) to manage volunteer as needed in order to best serve the needs of the community. The Volunteer Coordinator(s) will serve within the Incident Command/EOC structure and will actively recruit volunteers, manage spontaneous volunteers, assist volunteers in completing paperwork and acquiring the necessary personal protective equipment, signing insurance forms/waivers and taking care of volunteer needs. This may include getting lodging and/or food and drink for volunteers, transportation to and from areas.

RECOVERY

Short term recovery begins as the incident develops, and will often have overlapping effects on response operations. Because of this, short term recovery concepts are covered in the EOP and are coordinated from the EOC. Short term recovery includes the following Recovery Support Functions (RSFs):

- Expense Tracking – Focuses on the tracking of expenses occurred during the response to the incident.
- Public Information – Coordinates between field operations and the county Public Information Office.
- Damage Assessment – Identifies the scope and impacts to the community.

INTEGRATED PLANNING AND PREPAREDNESS

County Emergency Management staff maintains and assists with implementing a three-year Integrated Planning and Preparedness (IPP) plan to develop staff capabilities (knowledge, skills and abilities) and to test and evaluate plans. This provides for a roadmap for continuous improvement of the emergency management program.

For the purposes of this Plan, it is assumed and expected that all County personnel, emergency response agencies and support organizations in San Miguel County have completed the required NIMS/ICS courses. It is also expected that the various levels of management in each agency and organization has completed the level of ICS training appropriate to their respective rank or function. San Miguel County Emergency Management continues to support NIMS compliance programs, by assisting agencies in acquiring appropriate NIMS trainings and assisting with exercise and training development and facilitation.

AGENCY ROLES AND RESPONSIBILITIES

GENERAL

Agencies listed below in this plan will:

1. Understand their agency's emergency responsibilities identified in the EOP and its supporting annexes/plans, and assigning personnel to perform those functions.
2. Ensure staff complete the required NIMS and ICS Training – typically consisting of ICS 100, 200, 700 and 800 (required for all SMC staff).
3. Develop and maintain internal policies, procedures, agreements and staffing patterns needed to meet their specific roles and responsibilities identified in the EOP and its supporting annexes.
4. Develop and implement Continuity of Operations Plans (COOP) to ensure that essential government services are provided to the public.
5. Consider Access and Functional Needs (AFN) issues so that emergency response and recovery actions support the needs of people with access and functional needs.
6. Provide a representative to the Emergency Operations Center (EOC) to coordinate their assigned Emergency Support Function (ESF).
7. Ensuring all staff have a current ID badge with an up-to-date photo.
8. Keep the Policy Group and EOC updated with key information relating to the response and recovery of the emergency or disaster situation.
9. Provide area expertise that is part of emergency public information in conjunction with the lead Public Information Officer and the EOC.
10. Provide personnel to attend EOC meetings, trainings and exercises – as appropriate.
11. Maintain records for all disaster/emergency-related expenses, for tracking and disaster cost recovery in conjunction with county disaster finance policies and in collaboration with the Finance Office.
12. All offices (of elected officials), departments, agencies and organizations with responsibilities identified in this section of the plan are responsible for developing internal procedures for carrying out these roles and responsibilities.

COUNTY SHERIFF

- Implementation of the Incident Command System (ICS), including determining the locations of Incident Command Post (ICP) and establishing necessary positions and functions (i.e., planning, finance, logistics, operations and public information).
- Assessment of emergency conditions and determination of required levels of immediate assistance.
- Implementation of available public warning measures.
- Conducts and coordinates search and rescue operations.
- Determination of the need for population evacuations and provision of instructions to uniformed peace officer personnel regarding evacuation operations.

- Coordination of communications and provision of communications staff support for field command post(s).
- Assessment of emergency conditions and determination of required levels of assistance from County and outside sources.
- Provision of security measures, traffic control and access control within the disaster area(s) and in other areas of the County.
- Provision of aviation support to include Search & Rescue, rapid transportation and aerial observation.
- Provision of security measures at ICP, EOC, temporary emergency shelters, temporary morgues, and in evacuated and disaster-impacted areas, if available.
- Coordination of wildland fire suppression in unincorporated areas of San Miguel County.
- Coordination of uniformed reserve forces.
- Hazardous materials incident response and incident control in unincorporated areas, in conjunction with DERA.
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

EMERGENCY MANAGEMENT STAFF

- Assessment of emergency conditions and determination of required levels of assistance from County and outside sources.
- Assessment of emergency conditions and determination of required levels of immediate assistance.
- Coordination of resources to support the Incident Commanders' requirements.
- Activation and management of the San Miguel County Emergency Operations Center (EOC).
- Coordination of mutual aid assistance.
- Emergency situation assessment and recommendations to Sheriff and County Commissioners concerning the need for local disaster declarations, travel restrictions, curfews or other temporary social restrictions.
- Implementation of available public warning measures.
- Provision of emergency public information and establishment of procedures for releases of disaster-related information to news media, to include casualties.
- Establishment of locations for temporary shelters, in cooperation with American Red Cross.
- Establishment of communications with Colorado EM for purposes of providing situation reports and forwarding requests for State assistance via WebEOC and other resources.
- Notification of emergency personnel (maintenance of contacts outside Sheriff's Office).
- Preparation of situation reports and damage assessment reports for Emergency Management Director, County Commissioners and Colorado DHSEM.
- Development and maintenance of Continuity of Government and Continuity of Operations plans.

- Coordinate support for resource management, damage assessment, intergovernmental coordination, disaster recovery, hazard mitigation and other emergency management functions, as needed.
- Coordination of volunteer amateur radio resources used for backup communications.
- Development and maintenance of standard operating procedures (SOP's).
- Plan maintenance, scheduling and conducting of training and exercises.

OPERATIONS – PEACE OFFICERS

- Implementation of the Incident Command System (ICS).
- Determination of location(s) in the field for Incident Command Post(s).
- Assessment of emergency conditions and determination of required levels of assistance from County and outside sources.
- Activation and management of the Emergency Operations Center (EOC) if needed.
- Coordination of mutual aid assistance.
- Provision of emergency public information and establishment of procedures for releases of disaster-related information to news media, to include casualties.
- Determination of the need for population evacuations and provision of instructions to uniformed peace officers, fire, and emergency medical personnel regarding the conduct of evacuation operations.
- Hazardous materials training, planning, response and cleanup in cooperation with fire agencies.
- Photographic and or video record of damage.
- Investigative support to National Transportation Safety Board/FAA and other investigative agencies in man-made disasters.
- Commitment of personnel as directed to assist with evacuation, shelters and Coroner's Office support.
- Establishment of measures for animal control, including the coordination of animal relief measures, the assurance of their care, and the search for their owners.

SEARCH AND RESCUE

- Provision of trained personnel and equipment in support of search and rescue operations of the San Miguel County Sheriff's Office.
- Traffic control assistance to fire, EMS and uniformed peace officer personnel.
- Crowd control assistance and assistance with site security.
- Provide Emergency Locator Transmitter (ELT) Search Teams for avalanche victims.

CORRECTIONS AND COMMUNICATIONS (CCS) DIVISION

- Coordination of all wired and radio communications.
- Provision of communications staff support for field Command Post(s).
- Provision of EOC technical support.
- Commitment of other divisional deputy personnel to assist as needed and directed.
- Provision/coordination of transportation resources and services.

- Provision of logistics support (food service, blankets, etc.), in cooperation with American Red Cross.
- Provide security for EOC.

COMMISSIONERS AND DEPARTMENTS

All county employees may be called upon to perform duties outside their day-to-day activities in order to support county emergency operations.

BOARD OF COUNTY COMMISSIONERS

- Issuance of formal requests to the Governor's Office through the Colorado Division of Homeland Security and Emergency Management (DHSEM) for the declaration of a state emergency for the purposes of obtaining state and/or federal assistance.
- Approval and commitment of County resources and funds for disaster or emergency purposes.
- Formulation of directives to County departments and personnel regarding changes in normal duties/work schedules, temporary reassignments, and employment of temporary workers, as needed (implemented by County Manager).
- Intergovernmental liaison and initiation of formal requests for outside assistance from other local jurisdictions.
- In coordination with Incident Command, issuance of official orders regarding population protection or temporary social restrictions, such as evacuation orders, establishment of curfews, and enactment of price controls.

COUNTY MANAGER

- Approval of County resources and funds for disaster or emergency purposes.
- Coordination, commitment and direction of San Miguel County government activities in support of emergency or disaster response and relief efforts.
- Issuance of directives to County departments and personnel regarding changes in normal duties/work schedules, temporary reassignments, and employment of temporary workers, as needed.
- In coordination with Incident Command, designate an emergency public information officer (PIO) for County and establishment of procedures for coordinated and consistent releases of disaster related information to the media and the public.
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.
- Approval of County resources and funds for disaster or emergency purposes.
- Participation with other departmental representatives on County damage assessment team at EOC and on local/state field damage survey teams, (primarily for County owned facilities), as needed.
- Facilitate restoration of County public facilities, services and utilities. Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).

- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

HUMAN RESOURCES

- Working with Emergency Management, ensure staff are adequately prepared for crises through training, ensuring security and safety initiatives are taken to protect employees in the event of a crisis.
- Assisting with responses to OSHA.
- Coordinating communication between insurers and benefit providers.
- Crafting internal and external communications.
- Managing pay and benefits for disrupted employees.
- Handling compliance questions related to travel, relocation, remote-work and temporary employees.
- Responding to concerns about work rules, job descriptions, temporary employees and discipline.
- Obtaining medical information about employee casualties.
- Providing documentation of training, procedures, personnel and other records to investigating agencies as needed.
- Cooperating with incident command to implement best practices
- Coordinating responses between unemployment compensation, workers' compensation, OSHA, EEOC, arbitration and insurer/benefit responses.

COUNTY ATTORNEY

- Provision of legal counsel and assistance to County Commissioners and to other County officials before, during and after disaster and emergency incidents in the County.
- Draft and/or review emergency contracts, memoranda of understanding and intergovernmental agreements.
- Preparation of legal documents (disaster declarations, resolutions or regulations required to facilitate emergency operations).
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

FINANCE DEPARTMENT

- Prepare documents necessary to recover monies from insurance providers, State/Federal Disaster Assistance Programs, or other funds or combinations of funding sources.
- Facilitate medical care and compensation for injured County employees through Workmen's Compensation Plans.

- Procurement of emergency-related supplies and materials and administration of vendor contracts for emergency services and equipment.
- Resource tracking, record-keeping and documentation of disaster-related costs and financial commitments.
- Participation with other departmental representatives on County damage assessment team at EOC and on local-state field damage survey teams, as needed.
- Establishes and maintains an incident related financial record keeping system.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

INFORMATION TECHNOLOGY (IT)

- Coordinates local actions to provide the required telecommunications and the restoration of the telecommunications infrastructure.
- Supports all County agencies in the procurement and coordination of telecommunication services from the telecommunications and information technology (IT) industry during an incident response.
- Provision of information services and telecommunications support to EOC and if necessary, the Incident Commander.
- Provide necessary IT equipment and set-up for disaster-related activities.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

GEOGRAPHIC INFORMATION SYSTEMS (GIS)

- Provide situational and incident maps to the Incident Commander or Emergency Management or response workers as needed.
- Provide mapping services to Emergency Management and other departments and offices as needed.
- Coordinate capabilities to locate and assess affected properties with the Assessor's Office.
- Provide for GIS services to support the EOC and Emergency Management as needed.
- Maintain databases of essential services and critical infrastructure, including county buildings and local hazards.
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

DEPARTMENT OF HEALTH AND ENVIRONMENT

- In coordination with Incident Command, organization of outside health resources providing assistance to San Miguel County, in cooperation with EMS agencies.
- Assistance to ICP/EOC staff in assessing overall health and medical resource needs during response and recovery operations and maintenance of situation status information within the ICP/EOC.
- Provision of environmental health services and technical support, including the identification of chemical hazards, sources of contamination, or unsanitary conditions that present health hazards to the general public.
- Environmental Health Officer serves as a member of the County Damage Assessment Team.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

ROAD AND BRIDGE DEPARTMENT

- Removal of debris, clearance of public right-of-ways, and planning for street/route recovery operations, with priority assigned to critical emergency services lifelines.
- Provision of personnel and heavy rescue equipment in support of search and rescue operations.
- Provision of personnel, equipment, supplies and materials for wildfire, flood control and flood hazard mitigation measures.
- Restoration of damaged County roads and bridges and other public services and facilities.
- Participation with other departmental representatives on County damage assessment team at EOC and on local/state field damage survey teams, primarily County-owned transportation infrastructure, as needed.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

PLANNING AND BUILDING DEPARTMENT

- Participation in long-term disaster recovery and hazard mitigation planning to ensure the compatibility of community redevelopment plans and hazard mitigation measures with the comprehensive County land use plan and other community development plans.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Development and maintenance of Continuity of Government and Continuity of Operations Plans.

- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.
- Provision of personnel for structure and facility inspections to determine safety of individual structures (businesses, residences and public buildings), including during rescue operations and to identify needed repairs (or to implement condemnation procedures when necessary).
- Participation with other departmental representatives on County Damage Assessment Team at EOC and on local/state field damage survey teams, as needed.
- Participation in long-term disaster recovery and hazard mitigation planning to ensure the compatibility of community redevelopment plans and hazard mitigation measures with the comprehensive County Land Use Plan and other community development plans.
- Provide public education materials related to community disaster recovery and reentry by citizens into disaster-impacted structures and neighborhoods (e.g., safety of stored goods, removal of mildew, cleaning of smoke damages, etc.).
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

SOCIAL SERVICES DEPARTMENT

- Assist the American Red Cross, Salvation Army and other volunteer organizations in the provision of emergency shelters, temporary housing and other assistance to displaced citizens.
- Assist in the coordination of overall efforts of volunteer organizations and other volunteers, in coordination with Colorado Volunteer Organizations Active in Disasters (COVOADS).
- In coordination with Incident Command, management of resources of exigent or spontaneous volunteers (i.e., match available resources with individual needs).
- Assist with the transportation needs of disabled individuals, senior citizens, and other groups with special needs.
- Provision of resources for stress counseling/crisis counseling for disaster victims and disaster relief workers, as needed.
- Administration of Individual and Family Grant Program in presidentially declared disasters in San Miguel County.
- Working with County Manager, coordinate available County staff to accomplish emergency functions.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

OPEN SPACE DEPARTMENT

- Assist with Mass Care activities.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

COUNTY FACILITY MAINTENANCE

- Restoration of public facilities and buildings to normal use.
- Support and coordination of utilizing County facilities and buildings as emergency shelters.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Development and maintenance of Continuity of Government and Continuity of Operations plans.
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

HOUSING AUTHORITY

- Assist other agencies with the provision of emergency shelters, temporary housing and other assistance to displaced citizens.
- Contribution of personnel, records, and other resources to support damage assessment function (participation on EOC damage assessment team).
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

ELECTED OFFICIALS

COUNTY ASSESSOR

- Contribution of personnel, records and other resources to support damage assessment functions.
- Participation on County Damage Assessment Team.
- Assist with Emergency Operations and/or support as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

COUNTY CORONER

- Is responsible for all duties associated with deceased individuals within the boundaries of the County.
- Provision of temporary morgue and mortuary services.
- Identification, verification and disposition of deceased victims.
- Protection of personal effects with the deceased at the time of death.
- Identification, verification, autopsies (if determined by Coroner, as necessary) and disposition of deceased persons.
- Notification of relatives of deceased persons.
- Provide information about fatalities to Command Staff as needed.
- Assist with emergency operations and/or EOC as needed.
- Development and maintenance of standard operating procedures (SOP's), to include development and maintenance of a Mass Fatalities Plan working with emergency management staff.
- Maintenance of ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

CLERK AND RECORDER

- Provide for safekeeping of vital records.
- Receipt and filing of any orders or proclamations declaring, continuing or terminating a San Miguel County emergency or disaster.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

COUNTY TREASURER

- Assist with Emergency Support as needed.
- Provide and maintain financial records.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

AFFILIATED AGENCIES

CHIEF TOWN PEACE OFFICER OR TOWN DESIGNEE

- Implementation of the Incident Command System (ICS).
- Determination of location(s) in the field for Incident Command Post(s).
- Assessment of emergency conditions and determination of required levels of assistance from County and outside sources.
- Activation and management of the Municipal Emergency Operations Center (EOC) if needed.
- Coordination of mutual aid assistance.
- Provision of emergency public information and establishment of procedures for releases of disaster-related information to news media, to include casualties.
- Determination of the need for population evacuations and provision of instructions to uniformed peace officers, fire, and emergency medical personnel regarding the conduct of evacuation operations.
- Emergency situation assessment and recommendations to Town Officials concerning the need for local disaster declarations travel restrictions, curfews or other temporary social restrictions.
- Establishment of communications with Colorado DEM for purposes of providing situation reports and forwarding requests for State assistance through the County Emergency Manager.
- Provision for security and traffic control within the disaster area(s).
- Formal declaration of a local disaster or emergency and issuance of other official orders regarding population protection and temporary restrictions, including evacuation orders, establishment of curfews, and enactment of price controls.
- Approval and commitment of Town resources and funds for disaster/emergency response and recovery.
- Establishment of intergovernmental liaison in multi-jurisdictional incidents, including coordination of emergency efforts with San Miguel County Emergency Management Director (furnish representative to San Miguel County EOC, when possible).
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.

DISTRICT ATTORNEY'S OFFICE

- Prioritize cases and court proceedings as appropriate during the disaster or emergency.
- If routine procedures may result in public safety concerns, determine alternative procedures.
- Work with Sheriff's Office to release or relocate incarcerated individuals, as needed.

FIRE PROTECTION DISTRICT (EMS) CHIEFS AND/OR DIRECTORS

- Establish and manage emergency plans consistent with the County EOP to support operations as necessary during emergency.
- Coordinate with County Emergency Management to support with supplies, resources, personnel, access etc., as requested.
- Implementation of the Incident Command System (ICS).
- Determination of location(s) in the field for Incident Command Post(s).
- Assessment of emergency conditions and determination of required levels of assistance from County and outside sources.
- Provide Hazardous Material Incident response.
- Activation and management of the Municipal Emergency Operations Center (EOC) if needed.
- Coordination of mutual aid assistance.
- Provision of emergency public information and establishment of procedures for releases of disaster-related information to news media, to include casualties.
- Emergency situation assessment and recommendations to County and/or Town Officials concerning the need for local disaster declarations, travel restrictions, curfews or other temporary social restrictions.
- Establishment of communications with Colorado DEM for purposes of providing situation reports and forwarding requests for State assistance through the County Emergency Manager.
- Assist in implementation of emergency evacuation operations.
- Provision of triage, extrication, medical treatment, to include field coordination of emergency transportation to hospitals.
- Provision of heavy rescue services.
- Provision of onsite emergency medical facility for minor injuries.
- Provision of fire suppression, fire causation, and arson investigation services.
- Provide a representative to the unified ICP and EOC.
- Hazardous Material Incident response.
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).
- Maintenance of departmental ability to manage response and recovery support operations using command and management principals as outlined in the National Incident Management System.

COLORADO STATE PATROL

- Provide perimeter security for scene.
- Provide access and egress for emergency vehicles and needed personnel (establish one-way routes).
- Provide Hazardous Material Incident response.
- Assist with Emergency Operations as needed.

- Provide a representative to EOC and or ICP as needed.

AMERICAN RED CROSS / SALVATION ARMY

- Provision of immediate assistance to disaster victims, including food, water, shelter, clothes, physical and mental health counseling and referrals.
- Establishment and management of emergency shelters for mass care, in cooperation with San Miguel County Social Services Department and affected municipalities, including registration, feeding, lodging, and responding to public inquiries concerning shelter residents (establish public inquiry telephones).
- Provision of temporary and immediate housing for displaced disaster victims.
- Provision of food, beverages and other assistance to emergency response personnel and emergency relief workers.
- Provision of damage assessment information upon request.
- Coordination of mental health services (in cooperation with San Miguel County Social Services Department).
- Assist with Emergency Operations as needed.

TELLURIDE REGIONAL AIRPORT

- Coordinate air transport assets in the movement of emergency resources, supplies, equipment, and personnel.
- Coordinate air transport assets in the movement of displaced or injured citizens.
- Provision of firefighting equipment and personnel for appropriate fire related incidents.
- Provision of Airport facilities for use as temporary shelter and morgue.
- Maintenance of departmental ability to manage response and recovery support operations using command and management principles as outlined in the National Incident Management System.
- Assist with Emergency Operations as needed.

REGIONAL MEDICAL CENTERS

- Clinics should provide a liaison during EOC activations to help coordinate response efforts and logistical/staffing support, as well as planning and operational expertise, for the emergency.

SCHOOL DISTRICTS

- Provide for the safety and protection of pupils and school personnel, through planning and training exercises with local public safety organizations.
- Provide transportation support for evacuation and other lifesaving purposes, as requested.
- Coordinate with designated shelter management personnel when use of the schools is directed for emergency care requirements (i.e., feeding and/or sheltering).
- Assist with Emergency Operations as needed.
- Development and maintenance of standard operating procedures (SOP's).

- Development and maintenance of Continuity of Government and Continuity of Operations Plans.

APPENDICES

ESFS, CORE CAPABILITIES AND LIFELINES

FEMA created Community Lifelines to reframe incident information, understand and communicate incident impacts using plain language, and promote unity of effort across the whole community to prioritize efforts to stabilize the lifelines during incident response. The interrelationship of Emergency Support Functions (ESF), Core Capabilities, and lifelines can be thought of in terms of means, ways and ends.

- ❖ **Means:** ESFs and other organizing bodies—the means—are the way we organize across departments and agencies, community organizations to enhance coordination and integration to deliver the Response Core Capabilities.
- ❖ **Ways:** Response Core Capabilities describe the grouping of response actions—the ways—that can be taken to stabilize and re-establish the lifelines. FEMA executes Lines of Effort (LOE) to operationalize the Core Capabilities (the ways) for response and recovery planning and operations.
- ❖ **Ends:** Lifelines describe the critical services within a community that must be stabilized or re-established—the ends—to alleviate threats to life and property

EMERGENCY SUPPORT FUNCTIONS

FEMA's National Response Framework (NRF) established the Emergency Support Functions (ESFs) framework to structure response to disasters. The basic ESF structure includes 15 ESFs which exist to guide the coordination and response of responding agencies, departments and support agencies. ESF lead agencies may be transferred to another governmental agency based on incident needs. Any transfer of primary responsibility for an ESF must be approved by Unified Command and/or the EOC Manager.

Each ESF section recognized here identifies the primary and support agencies/departments pertinent to the ESF. A lead agency or department has been designated for all ESFs. The ESF lead directs supporting agencies and departments in preparedness planning and coordination/collaboration during response activities. The following is a summary of the Emergency Support Functions as identified in the National Incident Management System and utilized the State Division of Homeland Security and Emergency Management.



Source: Oregon Military Department, Office of Emergency Management

Figure 5 Emergency Support Functions

TRANSPORTATION – ESF 1

Lead Agency: Road and Bridge Department

Support Agencies: Town Public Works Departments, Colorado Department of Transportation (CDOT)

Support and assist town, County, private sector and voluntary organizations requiring transportation for an actual or potential Incident of Critical Significance. This group insures all roads and conduits into and out of an affected area remain open, and that the traffic allowed into those areas is coordinated in a manner that prevents bottlenecks and gridlock which would prevent needed emergency assistance reaching those areas that need it.

COMMUNICATIONS – ESF 2

Lead Agency: County IT, SMSO Communication Center

Support Agencies: County IT, County EM, Town IT, WestCO Regional Dispatch

Coordination with telecommunications and information technology industries, restoration and repair of telecommunications infrastructure, protection, restoration, and sustainment of national cyber and information technology resources. Oversight of communication within incident management.

Communication Centers ensure the mechanism(s) to alert and warn in support of response efforts during a large scale incident are operational. May be responsible for the issuance of warning information regarding impending hazards, as well as the maintenance of warning networks which might be used by the County in an emergency.

PUBLIC WORKS AND ENGINEERING – ESF 3

Lead Agency: Road and Bridge Department

Support Agencies: Town Public Works Departments, CDOT

Coordinates and organizes the capabilities and resources of the town and County governments to protect critical road and building infrastructure, provide technical assistance, engineering expertise, construction management, debris removal and other support to prevent, prepare for, respond to, and/or recover from a large scale incident.

FIRE FIGHTING – ESF 4

Lead Agency: County Sheriff, Fire Districts

Support Agencies: Road and Bridge, Town Public Works

Enable the detection and suppression of wildland and urban fires resulting from a large scale incident.

EMERGENCY MANAGEMENT – ESF 5**Lead Agency:** Emergency Management**Support Agencies:** County Manager, Town Managers, IT

Responsible for supporting overall activities of the county government for county incident management as well as assistance to support town overall activities as requested to include disaster intelligence, providing situational awareness, public information and damage assessment. Responsible for coordination of alert and warning.

MASS CARE, HOUSING AND HUMAN SERVICES– ESF 6**Lead Agency:** Social Services Director**Support Agencies:** Emergency Management, Red Cross, County Departments

Supports Countywide, town and non-governmental organization efforts to address nonmedical mass care, housing and human services needs of individuals and/or families impacted by a large scale incident.

RESOURCE SUPPORT – ESF 7**Lead Agency:** Emergency Management, Sheriff's Office**Support Agencies:** Town Public Works Departments, Colorado Department of Transportation

Supports volunteer services, County agencies, and town governments tracking, providing, and/or requiring resource support before, during and after a large scale incident. This group is responsible for the acquisition of all types of resources that are identified following a disaster.

HEALTH AND MEDICAL SERVICES – ESF 8**Lead Agency:** Department of Public Health and Environment**Support Agencies:** County Sheriff, Coroner, EMS, Medical Centers, Mobile Crisis Provider, Mental Health Facilities

Provide the mechanism for coordinated County assistance to supplement municipal resources in response to public health and medical care needs (to include behavioral health issues) for potential or actual large scale incidents and/or during a developing potential health and medical situation.

SEARCH AND RESCUE – ESF 9**Lead Agency:** County Sheriff, Search and Rescue**Support Agencies:** Fire Protection Districts

This group coordinates local search and rescue operations.

OIL AND HAZARDOUS MATERIALS – ESF 10

Lead Agency: Telluride Fire Protection District, County Sheriff
Support Agencies: Telluride Hazardous Material Response Team, Colorado State Patrol HazMat

Coordinate County support in response to an actual or potential discharge and/or uncontrolled release of oil or hazardous materials incidents

AGRICULTURE AND NATURAL RESOURCES – ESF 11

Lead Agency: Extension Office, Natural Resources
Support Agencies: SMC DPHE, State Veterinarian

Supports County and authorities and other agency efforts to address: control and eradication of an outbreak of a highly contagious or economically devastating animal/zoonotic disease; assurance of food safety and food security and; protection of natural and cultural resources and historic properties.

ENERGY ASSURANCE– ESF 12

Lead Agency: Emergency Management, IT
Support Agencies: Utility Companies

This group is concerned with the restoration of the utility (electrical and gas) infrastructure following a disaster, as well as the provision of temporary emergency power capabilities to critical facilities until such time as a permanent restoration is accomplished.

PUBLIC SAFETY AND SECURITY– ESF 13

Lead Agency: County Sheriff, Local LEAs
Support Agencies: Colorado State Patrol

Integrates County public safety and security capabilities and resources to support the full range of incident management activities associated with potential or actual incidents of a large scale incident such as traffic control, security control, evacuation and prisoner management.

Cross Sector Business & Infrastructure – ESF 14

Lead Agency: County Manager, Assistant CM
Support Agencies: Social Services, Town Managers, Various

ESF 14 provides the framework for government to coordinate with other municipal governments based upon the assessment of incident impacts, support may vary depending on the magnitude and type of incident and the potential for long term and severity of consequences. ESF 14 may be activated in the short term for large scale or catastrophic incidents requiring state and federal assistance. ESF 14 is intended to be a transition mechanism when long term recovery is necessary. ESF 14 will collect information and strive to assemble assessment level information to establish a recovery committee, if necessary. The needs of housing, businesses and employment, economic development, master planning, community infrastructure, and

social services are best addressed in a recovery plan specific to the emergency or disaster event. ESF 14 is also responsible for donations management.

EXTERNAL AND PUBLIC INFORMATION – ESF 15

Lead Agency: Emergency Management, SMSO PIO

Support Agencies: County Manager

Ensures that sufficient County assets are deployed to the field during a potential or actual large scale incident to provide accurate, coordinated, and timely information to affected audiences, including governments, media, the private sector and the public. This group is the mechanism through which state and local government provides disaster relief assistance to victims in the affected area(s), including the Individual and Family Grant program, the Small Business Administration’s loan programs, the administration of unemployment compensation, and various other disaster relief programs available for both Presidentially-declared and non-Presidentially declared disasters.

EMERGENCY SUPPORT FUNCTIONS CONTACTS

EMERGENCY SUPPORT FUNCTIONS CONTACTS		
ESF # 1	Transportation and Infrastructure POC: Ryan Righetti 970-729-1907 POC: Tom Hannahs 970-708-0016 POC: Alan Hatfield 970-708-0035	POC Agency San Miguel County Road and Bridge San Miguel County Road and Bridge San Miguel County Road and Bridge
ESF # 2	Communications POC: Sean Krentsa 970-708-9457 POC: Pete Petranovich 970-708-8929 POC: Mandy Stollsteimer 970-249-9110	POC Agency San Miguel County IT San Miguel County Sheriff’s Office WestCO Dispatch Center
ESF # 3	Public Works and Engineering POC: Ryan Righetti 970-729-1907	POC Agency San Miguel County Road and Bridge
ESF # 4	Fire Fighting POC: John Bennett 970-729-2411 POC: John Bockrath 970-729-0934	POC Agency Telluride Fire Protection District Norwood Fire Protection District
ESF # 5	Emergency Management POC: Shannon Armstrong 970-729-3497 POC: Jennifer Dinsmore 970-596-3100	POC Agency San Miguel County Sheriff’s Office San Miguel County Sheriff’s Office
ESF # 6	Mass Care and Sheltering POC: Carol Friedrich 970-708-4402 POC: Karen Bellerose 970-369-8699	POC Agency SMC Dept. of Social Services San Miguel Sheriff’s Office
ESF # 7	Logistics – Resources Ordering POC: Shannon Armstrong 970-729-3497 POC: Jennifer Dinsmore 970-596-3100	POC Agency San Miguel County Sheriff’s Office San Miguel County Sheriff’s Office
ESF # 8	Public Health and Medical POC: Grace Franklin 970-708-8342 POC: Pam Foyster 970-708-0033	POC Agency SMC Dept. Health and Environment SMC Dept. Health and Environment
ESF # 9	Search and Rescue - Rural POC: Todd Rector 970-729-0528 POC: Chris White 970-729-3093	POC Agency San Miguel County Sheriff’s Office San Miguel County Sheriff’s Office

ESF # 10	Oils and Hazardous Materials POC: John Bennett 970-729-2411 POC: Marshall Flick	POC Agency Telluride Fire Protection District Telluride Fire Protection District
ESF # 11	Agriculture and Natural Resources POC: Starr Jamison 970-369-5441	POC Agency SMC Dept. Natural Resources
ESF # 12	Energy POC: Alex Shelley 970-209-5593 POC: Brien Gardner 970-417-9972	POC Agency SMPA Blackhills Energy
ESF # 13	Public Safety & Security POC: Bill Masters 970-729-2025 POC: Josh Comte 970-708-1785 POC: Chris Broady 970-729-3447	POC Agency San Miguel County Sheriff's Office Telluride Marshall's Dept. Mountain Village Police Dept.
ESF # 14	Cross Sector Business & Infrastructure POC: Mike Bordogna 970-708-8648 POC:	POC Agency San Miguel County Administration
ESF # 15	External Affairs and Public Information POC: Shannon Armstrong 970-729-3497 POC: Jennifer Dinsmore 970-596-3100 POC: Susan Lilly 970-729-2028	POC Agency San Miguel County Sheriff's Office San Miguel County Sheriff's Office San Miguel County Sheriff's Office

CORE CAPABILITIES

The National Preparedness Goal describes five mission areas — prevention, protection, mitigation, response and recovery — and 32 activities, called core capabilities, that address the greatest risks to the nation. Each of these core capabilities is tied to a capability target. These targets recognize that local government needs the flexibility to determine how they apply their resources, based on the threats that are most relevant to them and their communities.

Mission Areas

Prevention

Prevent, avoid or stop an imminent, threatened or actual act of terrorism.

Protection

Protect our citizens, residents, visitors, and assets against the greatest threats and hazards in a manner that allows our interests, aspirations and way of life to thrive.

Mitigation

Reduce the loss of life and property by lessening the impact of future disasters.

Response

Respond quickly to save lives, protect property and the environment, and meet basic human needs in the aftermath of a catastrophic incident.

Recovery

Recover through a focus on the timely restoration, strengthening and revitalization of infrastructure, housing and a sustainable economy, as well as the health, social, cultural, historic and environmental fabric of communities affected by a catastrophic incident.

Prevention		Protection	Mitigation	Response	Recovery
Planning					
Public Information and Warning					
Operational Coordination					
Intelligence and Information Sharing		Community Resilience		Infrastructure Systems	
Interdiction and Disruption		Long-term Vulnerability Reduction		Critical Transportation	Economic Recovery
Screening, Search, and Detection		Risk and Disaster Resilience Assessment		Environmental Response/Health and Safety	Health and Social Services
Forensics and Attribution	Access Control and Identity Verification	Threats and Hazards Identification		Fatality Management Services	Housing
	Cybersecurity			Fire Management and Suppression	Natural and Cultural Resources
	Physical Protective Measures			Logistics and Supply Chain Management	
	Risk Management for Protection Programs and Activities			Mass Care Services	
	Supply Chain Integrity and Security			Mass Search and Rescue Operations	
				On-scene Security, Protection, and Law Enforcement	
				Operational Communications	
				Public Health, Healthcare, and Emergency Medical Services	
				Situational Assessment	

Prevention Mission Area Core Capabilities

Planning – Conduct a systematic process engaging the whole community as appropriate in the development of executable strategic, operational, and/or community-based approaches to meet defined objectives.

Public Information and Warning – Deliver coordinated, prompt, reliable, and actionable information to the whole community through the use of clear, consistent, accessible, and culturally and linguistically appropriate methods to effectively relay information regarding any threat or hazard, as well as the actions being taken and the assistance being made available, as appropriate.

Operational Coordination – Establish and maintain a unified and coordinated operational structure and process that appropriately integrates all critical stakeholders and supports the execution of core capabilities.

Forensics and Attribution – Conduct forensic analysis and attribute terrorist acts (including the means and methods of terrorism) to their source, to include forensic analysis as well as attribution for an attack and for the preparation for an attack in an effort to prevent initial or follow-on acts and/or swiftly develop counter-options.

Intelligence and Information Sharing – Provide timely, accurate, and actionable information resulting from the planning, direction, collection, exploitation, processing, analysis, production, dissemination, evaluation, and feedback of available information concerning threats to the United States, its people, property, or interests; the development, proliferation, or use of WMDs; or any other matter bearing on U.S. national or homeland security by Federal, State, local, and other stakeholders. Information sharing is the ability to exchange intelligence, information, data, or knowledge among Federal, State, local, or private sector entities, as appropriate.

Interdiction and Disruption – Delay, divert, intercept, halt, apprehend, or secure threats and/or hazards.

Screening, Search, and Detection – Identify, discover, or locate threats and/or hazards through active and passive surveillance and search procedures. This may include the use of systematic examinations and assessments, sensor technologies, or physical investigation and intelligence.

Protection Mission Area Core Capabilities

Planning – Conduct a systematic process engaging the whole community, as appropriate, in the development of executable strategic, operational, and/or community-based approaches to meet defined objectives.

Public Information and Warning – Deliver coordinated, prompt, reliable, and actionable information to the whole community through the use of clear, consistent, accessible, and culturally and linguistically appropriate methods to effectively relay information regarding any threat or hazard and, as appropriate, the actions being taken and the assistance being made available.

Operational Coordination – Establish and maintain a unified and coordinated operational structure and process that appropriately integrates all critical stakeholders and supports the execution of core capabilities.

Access Control and Identity Verification – Apply a broad range of physical, technological, and cyber measures to control admittance to critical locations and systems, limiting access to authorized individuals to carry out legitimate activities.

Cybersecurity – Protect against damage to, the unauthorized use of, and/or the exploitation of (and, if needed, the restoration of) electronic communications systems and services (and the information contained therein).

Intelligence and Information Sharing – Provide timely, accurate, and actionable information resulting from the planning, direction, collection, exploitation, processing, analysis, production, dissemination, evaluation, and feedback of available information concerning threats to the United States, its people, property, or interests; the development, proliferation, or use of WMDs; or any other matter bearing on U.S. national or homeland security by Federal, State, local, and other stakeholders. Information sharing is the ability to exchange intelligence, information, data, or knowledge among Federal, State, local, or private sector entities as appropriate.

Interdiction and Disruption – Delay, divert, intercept, halt, apprehend, or secure threats and/or hazards.

Physical Protective Measures – Reduce or mitigate risks, including actions targeted at threats, vulnerabilities, and/or consequences, by controlling movement and protecting borders, critical infrastructure, and the homeland.

Risk Management for Protection Programs and Activities – Identify, assess, and prioritize risks to inform Protection activities and investments.

Screening, Search, and Detection – Identify, discover, or locate threats and/or hazards through active and passive surveillance and search procedures. This may include the use of systematic examinations and assessments, sensor technologies, or physical investigation and intelligence.

Supply Chain Integrity and Security – Strengthen the security and resilience of the supply chain.

Mitigation Mission Area Core Capabilities

Planning – Conduct a systematic process engaging the whole community as appropriate in the development of executable strategic, operational, and/or community-based approaches to meet defined objectives.

Public Information and Warning – Deliver coordinated, prompt, reliable, and actionable information to the whole community through the use of clear, consistent, accessible, and culturally and linguistically appropriate methods to effectively relay information regarding any threat or hazard and, as appropriate, the actions being taken and the assistance being made available.

Operational Coordination – Establish and maintain a unified and coordinated operational structure and process that appropriately integrates all critical stakeholders and supports the execution of core capabilities.

Community Resilience – Lead the integrated effort to recognize, understand, communicate, plan, and address risks so that the community can develop a set of actions to accomplish Mitigation and improve resilience.

Long-Term Vulnerability Reduction – Build and sustain resilient systems, communities, and critical infrastructure and key resources lifelines so as to reduce their vulnerability to natural, technological, and human-caused incidents by lessening the likelihood, severity, and duration of the adverse consequences related to these incidents.

Risk and Disaster Resilience Assessment – Assess risk and disaster resilience so that decision makers, responders, and community members can take informed action to reduce their entity's risk and increase their resilience.

Threats and Hazard Identification – Identify the threats and hazards that occur in the geographic area; determine the frequency and magnitude; and incorporate this into analysis and planning processes so as to clearly understand the needs of a community or entity.

Response Mission Area Core Capabilities

Planning – Conduct a systematic process engaging the whole community as appropriate in the development of executable strategic, operational, and/or community-based approaches to meet defined objectives.

Public Information and Warning – Deliver coordinated, prompt, reliable, and actionable information to the whole community through the use of clear, consistent, accessible, and culturally and linguistically appropriate methods to effectively relay information regarding any threat or hazard and, as appropriate, the actions being taken and the assistance being made available.

Operational Coordination – Establish and maintain a unified and coordinated operational structure and process that appropriately integrates all critical stakeholders and supports the execution of core capabilities.

Critical Transportation – Provide transportation (including infrastructure access and accessible transportation services) for response priority objectives, including the evacuation of people and animals, and the delivery of vital response personnel, equipment, and services into the affected areas.

Environmental Response/Health and Safety – Ensure the availability of guidance and resources to address all hazards including hazardous materials, acts of terrorism, and natural disasters in support of the responder operations and the affected communities.

Fatality Management Services – Provide fatality management services, including body recovery and victim identification, working with State and local authorities to provide temporary mortuary solutions, sharing information with mass care services for the purpose of reunifying family members and caregivers with missing persons/remains, and providing counseling to the bereaved.

Infrastructure Systems – Stabilize critical infrastructure functions, minimize health and safety threats, and efficiently restore and revitalize systems and services to support a viable, resilient community.

Mass Care Services – Provide life-sustaining services to the affected population with a focus on hydration, feeding, and sheltering to those who have the most need, as well as support for reunifying families.

Mass Search and Rescue Operations – Deliver traditional and atypical search and rescue capabilities, including personnel, services, animals, and assets to survivors in need, with the goal of saving the greatest number of endangered lives in the shortest time possible.

On-Scene Security and Protection – Ensure a safe and secure environment through enforcement and related security and protection operations for people and communities located within affected areas and also for all traditional and atypical response personnel engaged in lifesaving and life-sustaining operations.

Operational Communications – Ensure the capacity for timely communications in support of security, situational awareness, and operations by any and all means available, among and between affected communities in the impact area and all response forces.

Public and Private Services and Resources – Provide essential public and private services and resources to the affected population and surrounding communities, to include emergency power to critical facilities, fuel support for emergency responders, and access to community staples (e.g., grocery stores, pharmacies, and banks) and fire and other first response services.

Public Health and Medical Services – Provide lifesaving medical treatment via emergency medical services and related operations and avoid additional disease and injury by providing targeted public health and medical support and products to all people in need within the affected area.

Situational Assessment – Provide all decision makers with decision-relevant information regarding the nature and extent of the hazard, any cascading effects, and the status of the response.

Recovery Mission Area Core Capabilities

Planning – Conduct a systematic process engaging the whole community as appropriate in the development of executable strategic, operational, and/or community-based approaches to meet defined objectives.

Public Information and Warning – Deliver coordinated, prompt, reliable, and actionable information to the whole community through the use of clear, consistent, accessible, and culturally and linguistically appropriate methods to effectively relay information regarding any threat or hazard and, as appropriate, the actions being taken and the assistance being made available.

Operational Coordination – Establish and maintain a unified and coordinated operational structure and process that appropriately integrates all critical stakeholders and supports the execution of core capabilities.

Economic Recovery – Return economic and business activities (including food and agriculture) to a healthy state and develop new business and employment opportunities that result in a sustainable and economically viable community.

Health and Social Services – Restore and improve health and social services networks to promote the resilience, independence, health (including behavioral health), and well-being of the whole community.

Housing – Implement housing solutions that effectively support the needs of the whole community and contribute to its sustainability and resilience.

Infrastructure Systems – Stabilize critical infrastructure functions, minimize health and safety threats, and efficiently restore and revitalize systems and services to support a viable, resilient community.

Natural and Cultural Resources – Protect natural and cultural resources and historic properties through appropriate planning, mitigation, response, and recovery actions to preserve, conserve, rehabilitate, and restore them consistent with post-disaster community priorities and best practices and in compliance with appropriate environmental and historical preservation laws and executive orders.

COMMUNITY LIFELINES

A community lifeline enables the continuous operation of critical government and business functions. FEMA's National Response Framework incorporates the Community Lifelines concept and stresses the importance of stabilizing lifelines at all levels of response to lessen threats and hazards to security, the economy and public health and safety.

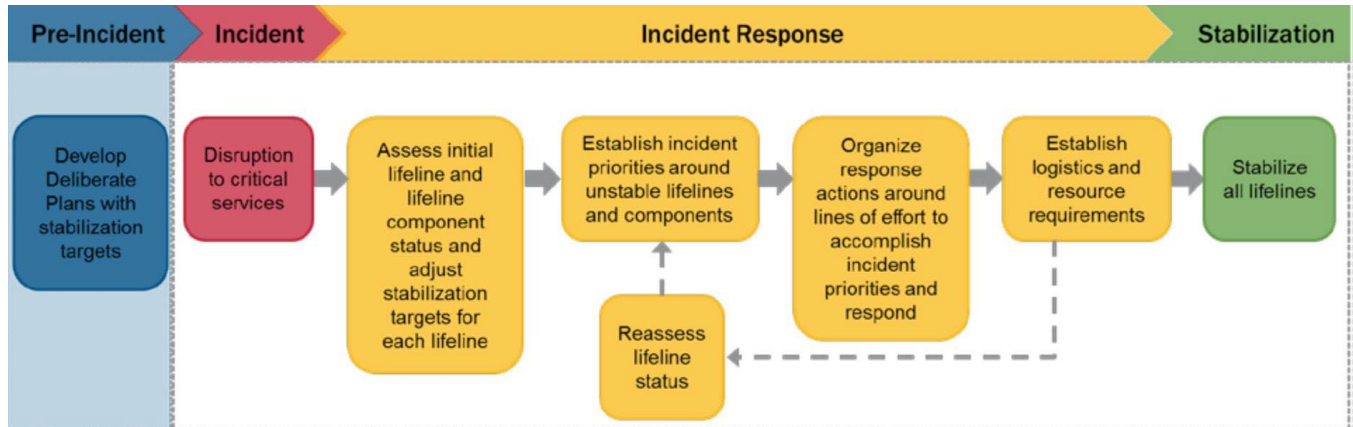


Figure 7 The application of Community Lifelines to support Emergency Management.

FEMA developed the community lifelines construct to increase effectiveness in disaster operations. The State of Colorado has also implemented the use of Community Lifelines to better respond to catastrophic events. The implementation of Community Lifelines in this plan allows response officials to characterize the incident and identify the root causes of priority issue areas and then distinguish the highest priorities and most complex issues from other incident information.



Together, the community lifelines reframe incident information to provide decision makers with root cause and impact analysis. Emergency Support Functions and Community Lifelines guide how county departments, first response agencies, municipalities and partner agencies will work together in support of the EOC and the community.

Lifeline or Component Condition – By Color

Unknown: Grey – Indicates the extent of disruption and impacts to lifeline services is unknown

Unstable: Red – Indicates lifeline services disrupted and no solution identified or in progress (Unstable, no solution in progress)

Stabilizing: Yellow – Indicates lifeline services disrupted but solution in progress with estimated time to stabilization identified (Unstable, solution in progress)

Stable: Green – Indicates lifeline services are stabilized, re-established, or not impacted (Stable). Green Components may still be severely impacted

Administrative: Blue – Does not indicate an operational status or condition; it is used for administrative purposes, such as presentations and briefings

PROMULGATION (ADOPTION RESOLUTION)

RECORD OF CHANGES

All changes are to be annotated on the master copy of the Emergency Operations Plan maintained by Emergency Management staff. Any significant changes will be shared electronically with the applicable stakeholders. Minor changes and required additions will be reviewed and incorporated into the plan during scheduled annual updates.

This Plan will be updated annually through the All Hazard Planning Group, and as needed after any incident, to ensure that it remains an effective and accurate emergency management tool for officials, responders and citizens of San Miguel County.

DATE	SECTION CHANGE OR UPDATE	REVISED BY

RECORD OF DISTRIBUTION

This document shall be known as the San Miguel County Emergency Operations Plan. This Emergency Operations Plan (EOP) is approved and hereby ordered electronically distributed. **All agencies, departments and personnel should review and accept their respective responsibilities as outlined in this plan, including organizational planning and training necessary to implement the plan when required.** A hard copy will be kept in the primary and secondary Emergency Operations Centers, the Commissioner's Office and the Sheriff's Office.

Upon adoption, this EOP has been electronically distributed to county officials and departments, town governments and any identified stakeholders for their respective use as well as for planning and training purposes. They are listed below.

Jurisdiction	Name

DISASTER DECLARATION RESOLUTION TEMPLATE

DISASTER DECLARATION RESOLUTION DECLARING LOCAL DISASTER

WHEREAS, the Sheriff and/or Emergency Manager and/or Public Health Director have advised the Board of County Commissioners of San Miguel County ("the Board") of a disaster (as that term is defined in Part 21 of Article 32 of Title 24, C.R.S.) currently present in the unincorporated area of San Miguel County, to wit, the occurrence or imminent threat of widespread or severe damage, injury or loss of life or property resulting from _____ requiring emergency action to avert danger or damage, which occurred on _____ (inclusive period of incident); and

WHEREAS, the cost and magnitude of responding to and recovery from the impact of __ is far in excess of the county's available resources; and

WHEREAS, the aforementioned staff have recommended that the Board declare a local disaster; and WHEREAS, it would be appropriate and in the interests of the public health and safety, and would further protect property, for the Board to implement said recommendation; and

WHEREAS, pursuant to C.R.S. § 24-32-2109 and the emergency management and operations plans and resolutions of San Miguel County, Colorado the Board is authorized to declare a local disaster.

NOW THEREFORE, BE IT RESOLVED THAT:

1. That the Board hereby declares that there is a local disaster in the unincorporated area of San Miguel County, to wit, the occurrence or imminent threat of widespread or severe damage, injury or loss of life or property resulting from __ requiring emergency action to avert danger or damage.
2. The effect of this declaration of disaster shall be to activate the response and recovery aspects of any and all applicable local and inter-jurisdictional disaster emergency plans and to authorize the furnishing of aid and assistance under such plans.

BE IT FURTHER RESOLVED that the principal executive officers of all other cities and towns in San Miguel County affected by said disaster are urged to proclaim similar declarations and to cooperate with San Miguel County as necessary to cope with this incident.

BE IT FURTHER RESOLVED that this resolution shall be effective upon the date and time given below, and shall remain in effect for a period not to exceed seven days thereafter except by or with the consent of a majority of the members of the Board. True copies will be filed promptly with the Colorado Division of Disaster Emergency Services and the San Miguel County Clerk and Recorder, and shall be promptly distributed to the appropriate representatives of the news media.

SIGNED AND EFFECTIVE in __, Colorado, San Miguel County this ____ day of _____, 20__.

San Miguel County Board of County Commissioners

By:

County Manager or County Commissioner Chair

Attest:

Chief Deputy County Clerk

Email to State EOC WatchCenter@state.co.us and fax to DHSEM 720-852-6750
Copy to the Emergency Management staff em@sanmiguelsheriff.org

PLAN MAINTENANCE, TRAINING AND EXERCISES

Responsibility for maintenance and regular updates of this plan rests with Emergency Management staff within the San Miguel County Sheriff's Office. San Miguel County Emergency Management will also provide for regular exercises and training sessions to ensure that provisions of the plan are well understood by all departments and offices with assigned responsibilities.

Departments, offices and other organizations with responsibilities identified in the plan are responsible for ensuring that their staff is familiar with provisions of the plan and adequately trained to carry out emergency assignments. Staff participation in periodic exercises provides the best opportunities for refining plans and procedures in preparation for actual disaster and emergency events. Multi-agency and multi-jurisdictional exercises will be coordinated by the Emergency Management staff.

INTEGRATED PREPAREDNESS PLANNING

San Miguel County uses the Integrated Preparedness Planning (IPP) cycle which establishes overall preparedness priorities and outlines a multi-year schedule of preparedness activities designed to address those priorities and validate county capabilities. It also serves to coordinate preparedness activities across organizations in order to maximize the use of resources and prevent duplication of effort.

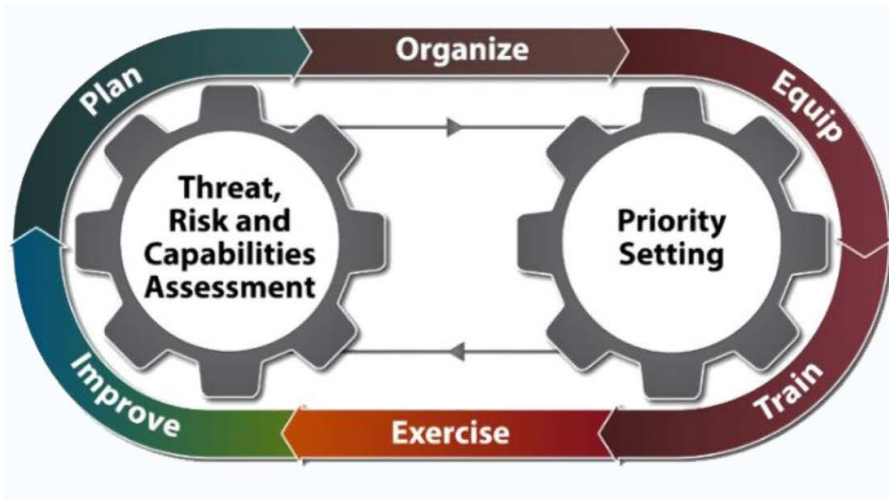


Figure 1 FEMA's Integrated Preparedness Cycle

PLAN UPDATES

This Emergency Operations Plan will be updated at least annually through the MAC Group or as needed after any incident to ensure it remains an effective, accurate emergency management tool for leaders, responders and citizens of San Miguel County.

REPORT UPDATES, SUGGESTIONS OR ISSUES WITH LINKS IN THIS PLAN TO EMERGENCY MANAGEMENT STAFF VIA EMAIL em@sanmiguelsheriff.org.



AGENDA ITEM 7c

TITLE:

9:50 am Consideration of a grant request match through the West End Economic Development Corporation (WEEDC) for the repair of the slip on Gurley Reservoir./MOTION

Presented by: Deana Sheriff, Director of WEEDC

Time needed: 5 mins

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

Description:

Good morning, Commissioner Holstrom!

Thank you for discussing the Lone Cone Reservoir and Farmers Water (Gurley Dam) repair issues with me the other day. Per our conversation, I am providing a breakdown of the funds raised, and the requested assistance from San Miguel County to complete each project.

FARMERS WATER DEVELOPMENT COMPANY

PROJECT: Repair of the slip on the Gurley Reservoir to enable the reservoir to fill to capacity (presently only allowed to hold 50% of capacity due to damage)

TOTAL COST: \$378,825

CASH RAISED: CO DEPT OF AG: \$139,315 (received), SWWCD: \$25,000 (received), CWCB: \$50,000 (pending-delayed until May meeting)

IN-KIND MATCH: WEEDC: \$5,000 (Grant administration), FWDC: \$2,800 (Coordination), FWDC: \$239,510 (Materials/Equipment)

REQUEST FROM SAN MIGUEL COUNTY: \$25,000

Thank you for the BOCC's consideration of these requests. Both projects are extremely important to both the agriculture and municipal water supplies in our region. We've worked very hard to raise as much funding as possible, and appreciate San Miguel

County's assistance in getting these projects completed.

As a side note, WEEDC is working diligently to identify Federal funding for future water projects in the region, and is in communication with both Senators Hickenlooper and Bennet's Chiefs of Staff for their assistance.

Best regards,
Deana Sheriff



AGENDA ITEM 7d

TITLE:

Consideration of a grant request match through the West End Economic Development Corporation (WEEDC) for the engineering costs to determine the cost of the repair/replacement of an outlet to enable continued operation of the reservoir (Lone Cone Ditch and Reservoir Company) and increase the volume of stored water./MOTION

Presented by: Deana Sheriff, Director of WEEDC

Time needed: 5 mins

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

Description:

Good morning, Commissioner Holstrom!

Thank you for discussing the Lone Cone Reservoir and Farmers Water (Gurley Dam) repair issues with me the other day. Per our conversation, I am providing a breakdown of the funds raised, and the requested assistance from San Miguel County to complete each project.

LONE CONE DITCH & RESERVOIR COMPANY

PROJECT: Engineering to determine costs of repair/replacement of an outlet structure to enable continued operation of the reservoir and increase the volume of stored water.

TOTAL COST: \$66,252

CASH RAISED: CWCB: \$25,000 (pending), SWWCD: \$28,439 (approved), LCDRC: \$6,813 (approved)

IN-KIND MATCH: WEEDC: \$5,000 (Grant administration), LCDRC: \$2,500 (Coordination)

TOTAL CASH RAISED: \$60,252

REQUEST FROM SAN MIGUEL COUNTY: \$5,000

Thank you for the BOCC's consideration of these requests. Both projects are extremely important to both the agriculture and municipal water supplies in our region. We've worked very hard to raise as much funding as possible, and appreciate San Miguel

County's assistance in getting these projects completed.

As a side note, WEEDC is working diligently to identify Federal funding for future water projects in the region, and is in communication with both Senators Hickenlooper and Bennet's Chiefs of Staff for their assistance.

Best regards,
Deana Sheriff



AGENDA ITEM 7e

TITLE:

10:00 a.m. Consideration of the Chair's signature on Resolution 2022-10 for the Building Department to update/revise their current fee schedule./MOTION

Presented by: Matt Gonzales, Building Official

Time needed: 10 mins

PREPARED BY:

Nancy Hrupcin, Building

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[RESOLUTION 2022-10_BuildingPermitFeeSchedule.docx](#)

Description:

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, SAN
MIGUEL COUNTY, COLORADO, AMENDING RESOLUTION 2020-034
CONCERNING MODIFICATION TO BUILDING PERMIT FEE SCHEDULE
Resolution 2022-10**

WHEREAS, the Board of County Commissioners of San Miguel County, Colorado had adopted the 2009 ICC codes with amendments and permit fee schedule, hereby known as Table 1-A, by Resolution 2010-35; and,

WHEREAS, the Board of County Commissioners amended the permit fee schedule by Resolution 2020-034, increasing hourly inspection rates and referencing the Denver-Boulder Consumer Price Index to be used as a bi-annual permit fee rate adjustment tool; and

WHEREAS, the Board of County Commissioners has adopted the 2018 ICC codes with amendments by Resolution 2022-01, enacted on March 1, 2022, for the unincorporated areas of San Miguel County pursuant to Section 30-28-201, C.R.S.; and,

WHEREAS, Resolution 2022-01 does not include Table 1-A; and

WHEREAS, the County Building Official has recommended modifications to the building fee schedule regarding allowing for certain fee reductions to incentivize affordable housing and has recommended that certain portions of Table 1-A reasonably increase the permit fee multiplier in order to help fund improved services to the community; and

WHEREAS, the Board of County Commissioners or their designee may alter or waive building or plan review fees depending on circumstances of specific projects; and

WHEREAS, the Board of County Commissioners of San Miguel County, Colorado considered this matter, along with relevant evidence and testimony at a public hearing on March 30, 2022.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of San Miguel County, Colorado, hereby amends Board of Commissioners Resolution 2020-034, and approves and adopts the schedule of building fees, Table 1-A, pursuant to Section 30-28-204, C.R.S., to be administered by the San Miguel County Building Department, as shown in Appendix A to this resolution.

BE IT FURTHER RESOLVED that the base fees in Table 1-A shall be adjusted biannually, based on the Denver-Boulder Consumer Price Index and rounded to the nearest five-dollar increment, to be effective January 1 of each odd-numbered year.

DONE AND APPROVED by the Board of County Commissioners of San Miguel County, Colorado, on March 30, 2022, and **EFFECTIVE** March 30, 2022.

**SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

By: _____
Kris Holstrom, Chair

Vote:	Kris Holstrom	Aye	Nay	Abstain	Absent
	Hilary Cooper	Aye	Nay	Abstain	Absent
	Lance Waring	Aye	Nay	Abstain	Absent

ATTEST:

By: _____
Carmen Warfield, Chief Deputy Clerk

APPENDIX A

**TABLE 1-A
San Miguel County Building Department
Permit Fee Schedule**

BUILDING PERMIT FEE	
PROJECT VALUATION	FEE
\$1.00 to \$500.00	\$26.32
\$501.00 to \$2,000.00	\$26.32 for the first \$500.00 plus \$3.42 for each additional \$100.00, or fraction thereof, to and including \$2000.00
\$2,001.00 to \$25,000.00	\$77.56 for the first \$2000.00 plus \$15.68 for each additional \$1,000.00, or fraction thereof, to and including \$25,000.00
\$25,001.00 to \$50,000.00	\$438.20 for the first \$25,000 plus \$11.31 for each additional \$1000.00, or fraction thereof, to and including \$50,000.00
\$50,001.00 to \$100,000.00	\$721.00 for the first \$50,000.00 plus \$7.84 for each additional \$1000.00, or fraction thereof, to and including \$100,000.00
\$100,001.00 to \$500,000.00	\$1,113.00 for the first \$100,000.00 plus \$7.84 for each additional \$1000.00, or fraction thereof, to and including \$500,000.00
\$500,001.00 to \$1,000,000.00	\$3,621.80 for the first \$500,000.00 plus \$7.84 for each additional \$1,000.00, or fraction thereof, to and including \$1,000,000.00
\$1,000,000.00 and up	\$6,281.80 for the first \$1,000,000.00 plus \$7.84 for each additional \$1,000.00, or fraction thereof

PLAN REVIEW FEE
The Plan Review Fee is in addition to the building fee. The Plan Review Fee is 65% of the Building Permit Fee (Example: Building Permit Fee = \$1,000.00; Plan Review Fee = \$1,000.00 x 0.65 = \$650.00)

For Residences with 1,800 sf of floor area per dwelling unit as defined by the San Miguel County Land Use Code, building permit and plan review fees shall be reduced by 25%.
For residences that are deed-restricted to be occupied by those employed within San Miguel County, building permit and plan review fees will be reduced an additional 25%.
One plan review fee will be applied per house model, per development, in the event that a house model will be replicated in a given development.

USE TAX

Use Tax is the county sales tax of 1% collected on 40% of the valuation of the project. (Example: \$100,000 valuation x 0.40 = \$40,000 x 0.01 = \$400.00 use tax)

IMPACT FEE

Pursuant to Board of County Commissioners Resolution 2007-11 a residential impact fee will be collected on all permits issued for new single-family residences & additions to single-family residences in the R-1 School District. New residences less than 1800 square feet are exempt from impact fees.

Examples of fees for 2013:

1,000 sf = \$1,939.75; 2,000 sf = \$2,943.81; 3,000 sf = \$4,165.62; 5,000 sf = \$7,624.81; 7,000 sf = \$13,432.37; 10,000 sf = \$31,676.81

Examples of fees for 2014:

1000 sf = \$1,976.82; 2,000 sf = \$3,017.93; 3,000 sf = \$4,276.80; 5,000 sf = \$7,810.12; 7,000 sf = \$13,691.80; 10,000 sf = \$32,047.43

Examples of fees for 2015:

1,000 sf = \$2,013.88; 2,000 sf = \$3,092.06; 3,000 sf = \$4,387.99; 5,000 sf = \$7,995.43; 7,000 sf = \$13,951.24; 10,000 sf = \$32,418.05

OTHER INSPECTIONS AND FEES

Re-inspection fees (two hour minimum charge)	\$90.00 per hour
Inspections for which no fee is specifically indicated (two hour minimum charge)	\$90.00 per hour
Additional plan review required by changes, addition or revision to the plans	\$150.00 per hour



AGENDA ITEM 8a

TITLE:

10:10 a.m. PUBLIC HEARING: Continuation of an application submitted by Helen Thomas, of Geosyntec Consultants on behalf of Standard Materials, Inc. a subsidiary of Thor Mining LLC (Applicant), that proposes Mineral Exploration on mining claims located on BLM land West off Highway 141 and County Road U29 W. San Miguel County in the West End (WE) Zone District / MOTION

Presented by: Troy Hangen, Senior Planner

Time needed: 75 mins

PREPARED BY:

Carmen Warfield, Planning

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[BOCC Memo 3-30-2022 COMBINED small.pdf](#)

[Public Comment - Kelly Ryan.pdf](#)

[Grazing Leases Backup 8.a. 3.30.22.pdf](#)

Description:

Public Hearing Record

Board of County Commissioners

Application: Standard Minerals, Inc. c/o Thor Mining LLC – West End (WE) Zone District,
Conditional Uses on Federal Lands, Mining Special Use Permit

Date: March 30, 2022

1. San Miguel County Land Use Code (Adopted 11/30/90) with all amendments to date (By Reference Only).
2. San Miguel County Comprehensive Development Plan (Adopted 8/3/78) with all amendments to date (By Reference Only).
3. **Memorandum to the Board of County Commissioners from Troy Hangen, Senior Planner dated March 30, 2022**
4. Memorandum to the Board of County Commissioners from Troy Hangen, Senior Planner dated March 16, 2022.
5. Draft Board of County Commissioners Resolution #2022-012
6. Draft San Miguel County Planning Commission February 10, 2022 Meeting Minutes.
7. Memorandum to the San Miguel County Planning Commission from Troy Hangen, Senior Planner dated February 10, 2022.
8. Application submitted by Helen Thomas, Geosyntec Consultants, dated December 8, 2021.
9. Applicant's Certifications of Compliance with the public noticing requirements of the San Miguel County Land Use Code Section 3-9 dated February 22, 2022.
10. Public Hearing Notice Published in the Norwood Post and Telluride Daily Planet February 23, 2022.
11. **Dust Control Plan submitted from Helen Thomas, Geosyntec Consultants, March 24, 2022**

AGENCY COMMENTS

12. Email from Ryan Righetti, County Road Director to Troy Hangen, Senior Planner received January 13, 2022.
13. Email from Tony Bonacquista, Nucla District Manager for Colorado Parks and Wildlife to Troy Hangen, Senior Planner received January 27, 2022.

14. Email from Julie Kolb, SMC Vegetation Control Manager to Troy Hangen, Senior Planner received January 31, 2022.
15. **Letter from Connie Clementson, Field Manager from BLM to Steve Turner, State Historic Preservation Officer, dated June 6, 2021.**

PUBLIC COMMENTS

16. Email from Mason Osgood, Executive Director of the Sheep Mountain Alliance, and Jennifer Thurston, Executive Director of the Information Network for Responsible Mining, to Troy Hangen, Senior Planner dated February 1, 2022.
17. Letter from Mason Osgood, Executive Director of the Sheep Mountain Alliance, and Jennifer Thurston, Executive Director of the Information Network for Responsible Mining, to Troy Hangen, Senior Planner dated March 14, 2022
18. **Email from Douglas Tooley to Carmen Warfield, Chief Deputy Clerk – BOCC, dated March 16, 2022**

MEMORANDUM

TO: San Miguel County Board of Commissioners
FROM: Troy Hangen, Senior Planner
RE: Standard Minerals, Inc. c/o Thor Mining LLC – West End (WE) Zone District, Conditional Uses on Federal Lands, Mining Special Use Permit
DATE: March 30, 2022; continued from March 16, 2022

["Z:\Applications\2021_Wedding Bells Mining SUP\1 Staff Memo(s) and Resolution(s)\BOCC Project Report - Thor Mining Uranium Exploration 3.30.2022.docx"]

Background

The Board of County Commissioners (BOCC) continued the public hearing of the Standard Minerals, Inc. c/o Thor Mining LLC Mining Special Use Permit application for Mineral Exploration from March 16 to March 30.

The Planning staff report dated March 16, 2022 to the Board of County Commissioners is attached and includes **Public Notice, Referral Agencies Comments, Public Comments, Review Standards and Policies, Planning Commission Recommendation**, and Sample Motion.

Recap of the Proposal

Helen Thomas, of Geosyntec, submitted an application on behalf of Thor Mining PLC and Standard Minerals Inc. that proposes Mineral Exploration on mining claims just north of Big Gypsum Valley on Bureau of Land Management (BLM) public lands off County Road 14Z and County Road U29. Standard Minerals Inc. is owned by Thor Mining LLC and is a US subsidiary of Thor Mining LLC. The drilling program includes nine (9) drill pads, each measuring about 50 feet by 50 feet, for the purpose of exploring for Uranium. The project involves using existing BLM roads and county roads with limited development of temporary access drives. Primary access to the project is off State Highway 141 via County Road U29 W in the West End of San Miguel County. Additional drill pads will be proposed in Montrose County, but accessed from San Miguel County.

Due to a time constraint at the March 16 BOCC meeting, Planning staff and the Applicant were only able to give short PowerPoint presentations, touching on the more important details of the application. There was not time to take questions from Commissioners, and the public hearing was not opened. However, the Applicant was present for the hearing on another mineral exploration application and made note of questions they would anticipate being asked. Subsequently, the Applicant has submitted additional information as follows:

1 - Are there any grazing permits nearby?

Response from James Blair, BLM (via Helen Thomas, project Representative)

Although we are within allotments that are grazed by cattle, in general, there is not a big conflict between grazing and mineral exploration, so long as fences or other grazing improvements aren't damaged.

2 – Are there any archeological resources within the project area?

Response from James Blair, BLM (via Helen Thomas, project Representative)

For the Standard Minerals Wedding Bell area project, there are no cultural resources issues according to Brian Yaquinto, one of our archaeologists.

Response from Troy Hangen, Senior Planner, SMC

Planning Staff has included a recommended condition of approval requiring that we be informed if resources are found. Also, a report from Connie Clementson, Field Manager from BLM was sent to Steve Turner, State Historic Preservation Officer, pertaining to research performed on site about historic properties, is included in the packet.

3 – Is there a Dust Control Plan?

Response from Helen Thomas, project Representative

There would be minimal dust disturbance with such a short time of drilling. We only need water for the roads and a very small amount of water for this type of drilling.

** A Dust Control Plan has been submitted and is part of the packet.*

4 – Is there a Lighting Plan?

Response from Helen Thomas, project Representative

There is no need for a Lighting Plan because the project will be working in daylight only.

5 – Is there security for the rig?

Response from Helen Thomas, project Representative

This is not needed.

6 – How many gallons of water do we anticipate using for the project?

Response from Nicole Galloway Warland, Managing Director, Thor Mining, PLC

Only a few thousand gallons – predominantly for dust suppression on the roads and minimal use for drilling.

Recap of the Sample Motion:

I move to approve a Special Use Permit (SUP) for Standard Minerals Inc. c/o Thor Mining PLC for the proposed Mining Exploration on mining claims at Groundhog Mine and Section 23 on Bureau of Land Management (BLM) public lands off County Road U29 W in San Miguel County, Colorado, and adopt Resolution No. 2022-012, based on the finding that the application is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, subject to the following specific terms and conditions:

1. The Special Use Permit is issued to the Applicant, Standard Minerals Inc. c/o Thor Mining PLC, and does not run with the Land.
2. No future mining activity at the project site by Standard Minerals Inc., its lessees, or the property owners or its lessees is authorized by this approval.
3. Contact the Planning Department, Road and Bridge Department, County Vegetation Management, and County Sheriff's Office prior to mobilization of and the start of drilling activities.
4. Provide a list of onsite contacts for Standard Minerals, Inc. and the drilling project contractor.
5. Provide for review of the construction schedule by the Colorado Parks and Wildlife for any of seasonal timing limitations that may be necessary for the protection of wildlife. Findings shall be reported to County Planning at least two (2) weeks prior to mobilization.
6. The revegetation and weed control along the county road right-of-way (ROW) shall be reviewed by the County Vegetation Manager to assure reclamation of these areas.
7. The County Vegetation Manager shall be afforded the opportunity to provide education and orientation regarding identification of noxious weeds and methods of limiting spread to the operator prior to commencement of work.
8. This Special Use Permit conditional approval is subject to the Bureau of Land Management (BLM) and Colorado Division of Reclamation and Mining and Safety (CDRMS) approving this drilling program and issuing the required permits. Provide copies of these permits to County Planning.
9. The project drilling program and reclamation plan shall be consistent with and comply with the applicable provisions as approved by the County, unless specifically modified in the BLM and CDRMS approval action.
10. Comply with all terms and conditions of the Colorado Department of Public Health and Environment Stormwater Discharge Permit, if required.
11. Provide monthly progress reports to County Planning.
12. The permit shall be valid for one (1) year, with review of the BLM and DRMS permits by staff prior to commencement, and with annual reviews by the CPC and BOCC if needed.
13. Exploration activities shall be limited to May 15 to December 1 of 2022.
14. The clearing of pinion-juniper and sagebrush shall be minimized to the greatest extent possible.
15. Provide a grading and drainage plan that includes a higher quality of sediment fencing and control.
16. The County shall be informed of any cultural resources discovered in the course of work. Pads and road disturbance should avoid any areas with cultural resources. All appropriate mitigation measures shall be taken to protect cultural resources.
17. The revegetation plan shall include soil restoration and best practices to maximize available water. The CPW (when provided) recommendation shall be followed.
18. Provide documentation regarding the water source(s) for the project.

19. Identify any hazardous materials that will be used in the process, and describe how those materials will be stored and transported.
20. All written representations of the applicant, in the original submittal and all supplements, are deemed to be conditions of approval except to the extent modified by this approval.

MEMORANDUM

TO: San Miguel County Board of County Commissioners
FROM: Troy Hangen, Senior Planner
RE: Standard Minerals, Inc. c/o Thor Mining LLC – West End (WE) Zone District, Conditional Uses on Federal Lands, Mining Special Use Permit
DATE: March 16, 2022
["Z:\Applications\2021_Wedding Bells Mining SUP\1 Staff Memo(s) and Resolution(s)\BOCC Project Report - Thor Mining Uranium Exploration 3.16.2022.docx"]

Proposal

Helen Thomas, of Geosyntec, submitted an application on behalf of Thor Mining PLC and Standard Minerals Inc. that proposes Mineral Exploration on mining claims just north of Big Gypsum Valley on Bureau of Land Management (BLM) public lands off County Road 14Z and County Road U29. Standard Minerals Inc. is owned by Thor Mining LLC and is a US subsidiary of Thor Mining LLC. The drilling program includes nine (9) drill pads, each measuring about 50 feet by 50 feet, for the purpose of exploring for Uranium. The project involves using existing BLM roads and county roads with limited development of temporary access drives. Primary access to the project is off State Highway 141 via County Road U29 W in the West End of San Miguel County. Additional drill pads will be proposed in Montrose County, but accessed from San Miguel County.

Project Design

The project is designed to minimize new surface impacts within the mining claims. Existing BLM roads, County roads and established access routes (two track) are utilized wherever practical. The location of drill pads favors areas that are level or were previously disturbed and cleared. The proposed practices lessen the dirt work required to prepare access routes and drill pads, simplifies reclamation of new access routes, and minimizes the overall impacts of this project.

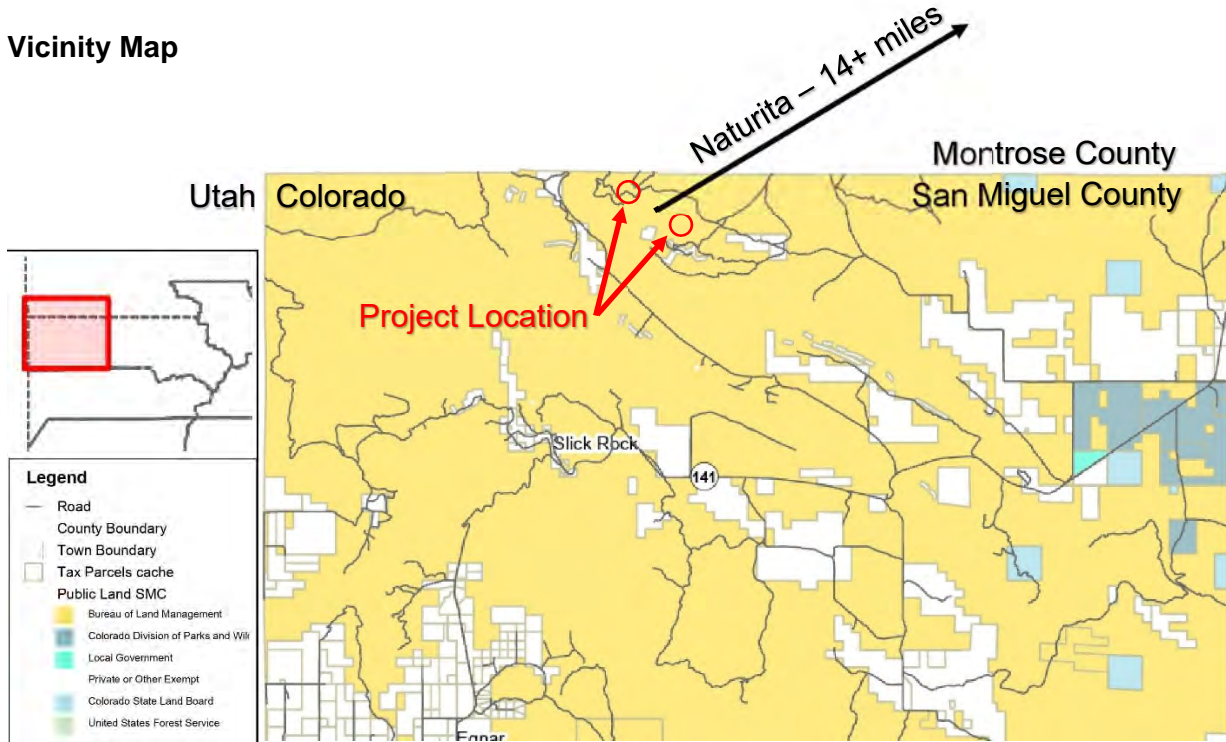
Infrastructure Component	Number / Linear Feet	Comments
Drill Pads	9	50x50ft
Access Route	2000	12 ft nominal width

The existing access routes have been assessed to determine the level of improvement required to safely provide access to the project site for project personnel, vehicles and equipment. Segments of existing BLM roads and routes will require maintenance prior to mobilizing drill equipment. Repairs will generally include:

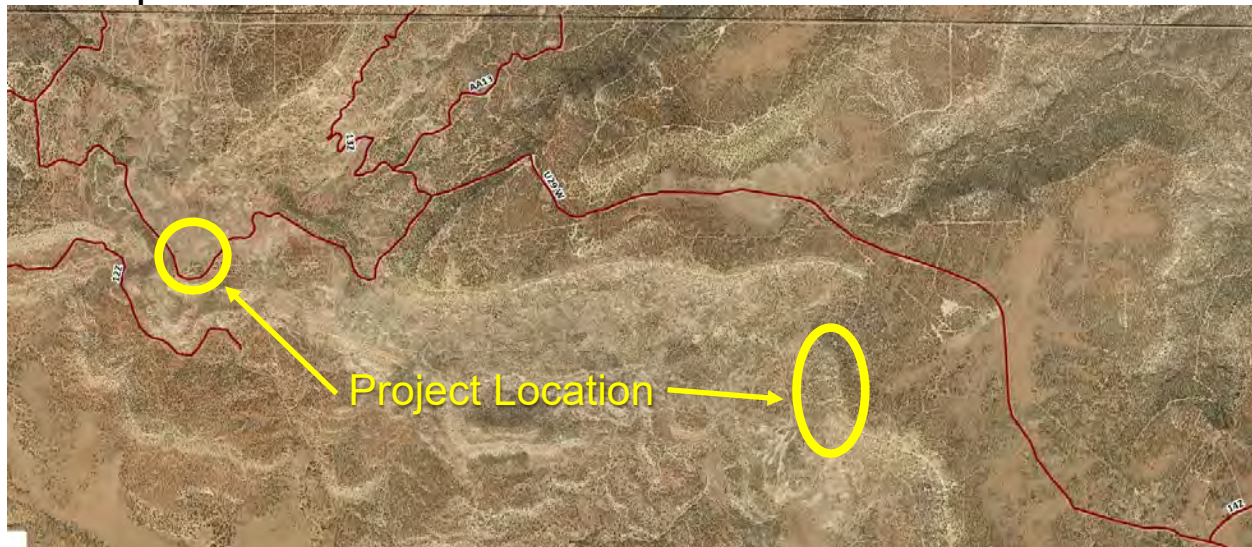
- Clearing debris and rocks from road surfaces
- Filling potholes, ruts and washouts with gravel
- Grading and leveling

Drill pads will have sump pits, approximately 10 feet by 12 feet and 6 feet deep, to retain drill cuttings and drilling mud and to allow for infiltration of water back into the ground during drilling operations.

Vicinity Map

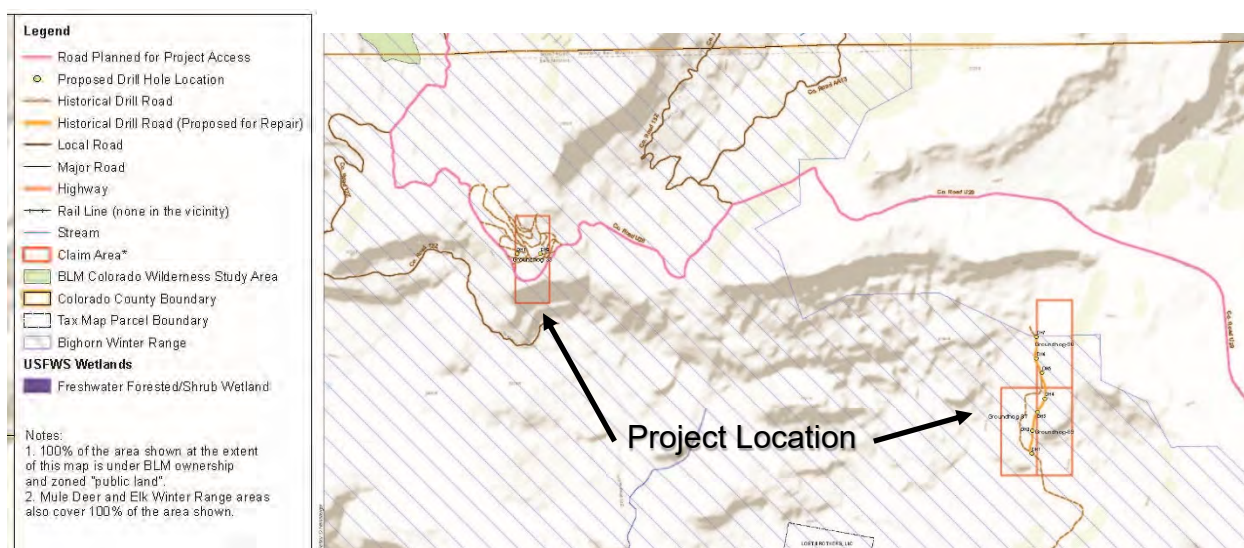


Aerial Map



The proposed locations of drill pads and temporary access routes proposed in this application are preliminary. Final placement is dependent on input received from federal and local governments during the permit application processing.

Site Map with project infrastructure layout



Project Operations

The access route to get to the drill sites are mainly unimproved dirt roads. Minimal road improvements are needed. Drill pad preparation (brush clearing) plus digging a 10X12X6 foot deep sump on each 50 X 50 foot pad is planned. Each sump will be fenced with temporary fencing until reclamation is completed.

The drill rig, service/water truck, and two (2) pick-ups will be used to conduct the exploratory drilling. One truck will be used for the drillers and one truck will be used for the Geologist. The applicant is proposing to work 10 hours a day Monday thru Friday. Water is proposed to be hauled from the water dock in the Town of Naturita or from another local source. Approximately three to five (3-5) persons will work on site per shift.

The applicant proposes to drill nine (9) reverse circulation holes on nine (9) claims in San Miguel County. Each hole will be of a cylindrical shape (6") in width. Chip samples will be collected and removed from the site for research. The bore holes will be drilled to depths of 80 to 300 feet. This project is not anticipated to negatively impact the access, safety, usability or enjoyment of these public lands by residents and visitors.

Reclamation

Upon completion of the drilling, the plastic fencing around the sump will be removed and the sump will be filled and the site smoothed out with a blade. The drill hole will be plugged in accordance with closure standards specified in Colorado state regulations. If groundwater is encountered, the hole will be plugged according to Colorado state regulations. In addition, the drill hole will be plugged prior to the drill rig moving away from the drill site. If required for each hole, cement grout will be pumped from the bottom to the top of the hole.

The total estimated ground disturbance for this project is approximately 1.78 acres. Reclamation of drill pads and holes will occur concurrently following the completion of drilling at individual pads. Drill pads will be regraded and revegetated with a BLM approved native seed mixture. All

reclamation will conform to the specific guidance, protocols, and all permit requirements by the BLM, and Colorado DRMS.

A weed control plan is required and will include the washing of vehicles prior to entering and leaving sites. Reclamation bonds will be held by BLM and DRMS.

Required Permits

The following permits are required to be obtained prior to Standard Minerals, Inc. commencing the proposed exploratory boring program:

1. U.S. Bureau of Land Management (BLM) Notice of Intent (for operations on BLM land)
2. Colorado Department of Reclamation, Mining and Safety (CDRMS) Notice of Intent (NOI) (for operations on BLM land)
3. CDRMS Notice of Intent to Conduct Prospecting Operations on State land
4. San Miguel County Special Use Permit
5. State of Colorado construction storm water management permit

The BLM will examine the project area for things such as archeological remains, existing disturbances, and endangered wildlife. All prospecting operations must comply with the Colorado Mined Land Reclamation Act and all applicable CDRMS rules and regulations.

The County Planning Department and County Road and Bridge Director visited the site with the applicant November 16, 2021 to view the existing conditions of the access to get to the site and the site itself. A slide show presentation will serve as a virtual site visit, using maps, aerial photos, drawings and site photos provided by the applicant.

Per Land Use Code (LUC) Section 5-320 F. XVII “Conditional uses on federal lands (BLM) – mineral exploration, mining and logging, subject to applicable state and federal statutes and regulation”, and LUC Section 5-320 F. XVI “...new commercial resource development and extraction operations and facilities”, require Two-Step Special Use Permit Planning Commission and Board of County Commissioners review.

Review Standards and Policies

(Staff comments in italics)

The application shall be reviewed pursuant to applicable policies in LUC Sections 2-1 to 2-35, Land Use Policies, and pursuant to applicable standards in LUC Section 5-4, Areas and Activities of Local and State interest/”1041” Environmental Hazard Review, LUC Section 5-10, Special Uses; LUC Section 5-11, Conditional Uses on Federal Lands; LUC Section 5-16, Mining; and LUC Section 5-320 West End (WE). Areas of key concern include use of and impacts on County roads; development of access roads, mitigation of impacts to wildlife and natural resources during drilling; and site reclamation.

SECTION 2-8:NATURAL AND MAN-MADE HAZARD AND RESOURCE AREAS

It is the policy of San Miguel County to prevent any use and development of land that may:

- 2-801 Unreasonably subject any person, or use, to natural or man-made hazards;
- 2-802 Unreasonably create or contribute to the danger of natural or man-made hazards that might affect lands or the use and development thereof;
- 2-803 Unreasonably subject other persons including the County to the risks and expenses necessary to mitigate hazardous conditions, respond to emergencies created by such conditions, or to rehabilitate any lands or improvements thereof;

- 2-804 Be unduly destructive to the natural resources of the County; or
- 2-805 Constitute a public or private nuisance.

SECTION 2-11: EROSION

It is the policy of the County to prevent the acceleration of the erosion of soil and rock and whenever possible maintain vegetative cover to minimize soil disturbance.

Best management practices (BMPs) will be used for the duration of the project. Temporary plastic fencing will be used around each drill location. Straw wattles or other best practices should be used to control stormwater and runoff. At the end of the project all disturbed areas will be reseeded per the revegetation plan.

SECTION 2-34: REVEGETATION WITH NATIVE SPECIES

It is the policy of the County to prevent weed infestation and to ensure that all surface disturbances, especially of topsoil, are revegetated with native species.

A plan and specifications for weed management – clean equipment, etc. - is designed to meet BLM and CDRMS guidelines. The plan uses native species in a BLM approved seed mix. Prior to commencement of drilling, the contractor should meet with the County Vegetation Control Manager for education and orientation regarding identification of noxious weeds and methods to prevent their spread.

SECTION 2-35: MINING AND MINERAL PROCESSING OPERATIONS

It is the policy of the County to permit commencement or expansion of Mining and Mineral Processing operations only in appropriate areas identified pursuant to the County Comprehensive Development Plan, with review, as appropriate, under Land Use Code Section 5-4 and CRS 24-65.1-101 *et. seq.*, "Areas and Activities of State Interest," subject to adequate mitigation of environmental, noise, traffic, and other impacts of such activities.

The proposed project location is within the West End Zone District of San Miguel County. The purpose of the proposed project is for mineral exploration, which is consistent with the West End Zone District's purpose to preserve large, relatively remote areas of western San Miguel County for resource, agricultural, open space, and recreational purposes, while protecting private property rights. The work will be consistent with the County Land Use Policies in Article 2 as detailed within this report. The potential environmental, noise, traffic, and other impacts are mitigated.

SECTION 5-407: WILDLIFE HABITAT AREAS

This section establishes land use standards for wildlife habitat areas in addition to the general standards in Section 5-402. The standards apply to areas mapped by the Colorado Parks and Wildlife (CPW) on the County's adopted Wildlife Resource Information System (C.R.S.1041 Wildlife maps) and to areas known to be wildlife habitat areas by the Colorado Parks and Wildlife, and areas mapped by the Colorado Natural Heritage Program. Agricultural and Ranching activities are exempt from this Section.

5-407 A. General Standards. The standards in this section apply to all wildlife habitat areas.

- I. Residential development shall be clustered to avoid impacting wildlife and their habitat.
- II. Removal of vegetation shall be minimized. Vegetation removed shall be promptly replaced with beneficial native browse species.
- III. Wildlife food, cover and water shall be preserved and development effects that would destroy these shall be mitigated. Special consideration shall be given to trees and shrubs with high wildlife food value, especially heavy seed, berry and fruit producing species.
- IV. The planting of wildlife food species and woody cover along fences shall be encouraged as one way of improving wildlife habitat.
- V. Waterholes, springs, seepage, marshes, pond and watering areas shall be preserved.
- VI. Known endangered species habitats shall be preserved and all disturbances to those habitats shall be minimized.
- VII. Every golden eagle nest site, bald eagle roost site, and all other raptor nest sites shall be protected from the adverse impacts of development within a ½ mile buffer.
- VIII. Mesh or woven fences shall be prohibited and are encouraged to be removed.
- IX. Fences located within CPW designated mapped wildlife habitat areas are discouraged. Fences in such wildlife habitat areas shall be limited to “wildlife friendly fences” that are in compliance with applicable CPW fencing standards. Wildlife friendly fences are very visible and allow wildlife to jump over or slip under the wires or rails.

5-407 B. Deer, Elk and Bighorn Sheep Winter Concentration Area/Severe Winter Range

Land uses in deer, elk or bighorn sheep winter concentration areas/severe winter range shall comply with the standards in Section 5-407 A. and the standards in this Section.

- I. Overgrazing of ranges by livestock shall be prohibited.
- II. Development shall be restricted to areas in which wildlife impacts can be minimized.
- III. Access for the Colorado Parks and Wildlife for managing wildlife shall be maintained.

5-407 C. Deer, Elk and Bighorn Sheep Winter Range.

Land uses located in deer, elk or bighorn sheep winter range shall comply with Sections 5-407 A. and 5-407 B.I.-III. and the standard in this section.

Commercial activity and recreational uses requiring County review shall be prohibited from December 1 through April 15, unless an applicant can demonstrate written approval from the Colorado Parks and Wildlife of a site-specific wildlife protection plan. Such plan shall include CPW monitoring

provisions and set forth on-site protection, including but not limited to habitat enhancement and habitat protection, including but not limited to control of fencing, noise, lighting and siting of structures, and establishment of routes and means of transportation and hours/days of operation. Permits must be renewed annually. The dates in this section may be modified and permits may be suspended at any time upon CPW recommendation on a case-by-case basis as necessary to protect the health of the herd.

The project area is located within mapped Bighorn Winter Range. The proposed project schedule will occur outside of the prohibited time period.

SECTION 5-1002: Standards for All Special Uses and Other Uses Requiring One-step and Two-step Review

All Uses requiring One-step and Two-step Review shall comply with the standards in this section.

5-1002 A. Consistency with Master Plan, Land Use Policies, Zone District and Neighborhood

The Use shall be:

- I. Consistent with the County Master Plan;
- II. Consistent with County Land Use Policies in Article 2;
- III. Consistent with the purpose of the Zone District in which it is proposed to be located;
- IV. Consistent with and Compatible with the Character of the Neighborhood of the Parcel proposed for Development and surrounding land Uses, and may enhance the mixture of complimentary Uses and activities in the Neighborhood of the Parcel proposed for Development;
- V. Necessary for public convenience at the proposed location; and
- VI. Designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

The proposed project location is within the West End Zone District and the land use is consistent with the purpose of the Zone District. The drilling program will be consistent with the County Land Use Policies in Article 2 as detailed within this report. No activities proposed for this exploratory boring program are anticipated to affect the access, functionality, safety or condition for any public land users. The impacted area will be reclaimed in a manner that protects public lands.

5-1002 B. Impacts on Surrounding Area

Compatibility with the Character of Parcels adjacent to the Parcel shall be expressed in terms of appearance, scale and features, Site design, landscaping, weed seed dispersal, as well as, the control and Minimization of adverse Impacts including Noise, vibration, dust, dirt, smoke, fumes, gas, odor, explosion, glare, Impacts on pedestrian and traffic congestion, parking, trash, service delivery, or other undesirable or hazardous conditions.

The proposed project is compatible with the character of parcels adjacent to the parcel in terms of appearance, scale and features.

5-1002 C. Public Facilities

Adequate public facilities and services shall exist or shall be provided to serve any reviewable Use including, but not limited to, roads, potable water, sewer, solid waste, parks, police, fire protection, emergency medical, hospital and medical, drainage system and schools.

Access roads will be kept clear for access to surrounding public lands. Sanitation will be kept on site via a San-O-Let. The proposed access routes to the 9 drill pads will be reclaimed after project use where required. No staging or parking of vehicles should occur within rights-of-way in order to ensure access is maintained, except as approved by County Road and Bridge or the BLM.

5-1002 D. Bond Requirement

A bond may be required, as a condition of any reviewable Use permit as deemed necessary by the Board of Commissioners or the Planning Commission, sufficient to cover the cost of Site remediation and/or satisfaction of the other conditions and requirements.

A reclamation bond will be required as designated by the CDRMS to cover the cost of reclamation conditions and weed control.

5-1002 E. The following must be addressed as part of any application:

- I. A Site plan including:
 - a. Ownership, Use and zoning of all adjacent Parcels;
 - b. Driveways, streets and right-of-way, Access ways, including points of ingress, egress, parking plan;
 - c. Easements;
 - d. Location and dimensions of Structures and Signs;
 - e. Typical elevations/Heights of such Buildings;
 - f. Landscaping;
 - g. Topography;
 - h. Specific areas proposed for specific types of land Use/the identification of specific land Uses; and
 - i. Information regarding the function and characteristics of any Building or Use proposed, including: days and hours of operation, number of employees, number of students, number of rooms for rent, etc., as applicable;
- II. Lighting plan;
- III. Signs – all Signs must meet Section 5-704 standards;
- IV. Water/sewer plan – must meet state standards and may include verification of a commercial well permit;
- V. Drainage plan;
- VI. Grading plan;
- VII. Dust control plan;
- VIII. Detailed engineered plans and specifications by a registered Colorado Professional Engineer as requested by staff or Referral Agents;
- IX. Weed control plan that must include use of weed free hay or straw;
- X. Fencing Plan; and
- XI. Additional permits as necessary from other agencies.

The application includes a map of layout and ownership. No lighting plan, fencing plan, water/sewer plans, or building plans are applicable to this project.

Additional permits from other agencies that are required for the use have been identified and listed within this report.

5-1002 F Review of Approved Special Uses

SECTION 5-11: CONDITIONAL USES ON FEDERAL LANDS

5-1101 General. This section of the Code establishes standards for review of conditional uses on Federal lands. Refer to Section 3-6 for two-step review procedures and Section 4-7 for submission contents. This Section does not apply to Minor Facility Oil and Gas Exploration and Development on Federal Lands.

The Applicant acknowledges that the proposed use is entirely located on Federal lands.

5-1102 Standards

5-1102 A. The location, size, design and operating characteristics of the proposed conditional use minimizes adverse effects, including visual impacts, impacts on pedestrian and vehicular circulation, parking, trash, service delivery, noise, vibrations and odor on surrounding properties;

5-1102 B. The conditional use is designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

The use is designed, located and proposed to be operated to protect public health safety and welfare.

SECTION 5-16: MINING

The standards in this Section are intended to mitigate the impacts of mining and mineral processing, including protecting the health, safety and welfare of persons residing in the vicinity and of persons traveling on roads, streets and highways in San Miguel County utilized for hauling of mined material. This Section also contains provisions to ensure that the environmental impacts of mining and mineral processing are adequately mitigated. Mining and mineral processing operations are also subject to the special use permit provisions of Section 5-10.

5-1601 Applicability

The standards and requirements in this Section 5-16 shall apply to all mining and mineral processing operations required to obtain special use permit approval from the County, including any expansion of existing mining and/or mineral processing operations. Mining and mineral processing operations also are subject to applicable review requirements for Activities of Local and State Interest, as set forth in Section 5-4, and for Wetland Areas, as set forth in Section 5-22.

The applicant acknowledges that the exploratory drilling proposed at the Groundhog Mine and Section 23 is subject to these standards.

5-1602 Mitigation of Impacts

All on-site and off-site impacts shall be adequately mitigated to protect the health, safety and welfare of persons in San Miguel County and to protect the integrity and appearance of the natural environment. Consideration shall be given to site-specific environmental assessments and mitigation plans approved by the appropriate Federal agencies and/or the Colorado Division of Minerals and Geology and/or the Colorado Department of Health. However, compliance with such plans, as well as additional mitigation, may be required by the County as part of the special use permit review process. Such mitigation may include, but is not limited to, revegetation, dust control, noise control, visual screening, limitations on hours of operations, truck haul routes and traffic volumes.

The proposed drilling project layout and design has been developed to minimize new surface impact within the project area. The use of existing routes and areas previously disturbed serve to minimize the volume of dirt work and overall project impact, and will simplify project reclamation. No new permanent road construction is proposed. Temporary access routes will be reclaimed.

5-1603 Enforcement of State and Federal Regulations

In the event that the County discovers that applicable state and/or federal regulations pertaining to a specific mining activity in San Miguel County have not been adequately enforced by the appropriate agency or organization, the Board of County Commissioners may require the mining activity to comply with any and all terms of such regulations. If such regulations are not complied with, the Board of County Commissioners may order such mining activity to cease and desist.

The project will conform to all Colorado Division of Mining, Reclamation, and Safety (DRMS) standards and to all BLM requirements.

5-1604 Traffic Impacts and Highway Access

Mining (including sand and gravel operations) and mineral processing shall be limited to the greatest extent possible to areas where the surrounding road, street and/or highway network can accommodate heavy truck traffic. In no event shall a proposed operation be permitted where the carrying capacity of the surrounding road, street and/or highway network is exceeded by existing traffic volumes, or would be exceeded by projected or proposed traffic volumes.

Project vehicles are sized to minimize impacts. No foreseen road damage is expected. Upon completion of work, the applicant will repair any damage and return the roads to the conditions specified by the County or BLM in their respective permits. No new permanent structures that require future maintenance (e.g. culverts) will be installed.

5-1605 Additional Notice Requirements

In addition to the notice requirements set forth in Section 3-9, applicants for approval of mining and mineral processing operations shall also be required to provide written notice of a pending application by mailing such notice first class, postage prepaid, no less than 20 days prior to the scheduled meeting date to all owners of property within 1,500 feet of the subject property, and to all municipalities within 3 miles of the subject property.

In addition to the notice requirement set forth in Section 3-9 of the Code, written notice of a pending application by mailing such notice first class, postage prepaid, no less than 20 days prior to the scheduled meeting date was made to all owners of property within 1,500 feet of the subject property, and to all municipalities within 3 miles of the subject property.

SECTION 5-320 West End (WE) Zone District

5-320 A. Purpose

The West End (WE) Zone District is intended to preserve large, relatively remote areas of western San Miguel County for resource, agricultural, open space, and recreational purposes, while protecting private property rights. These areas currently have minimum public facilities and services and are considered premature for substantial development. Development activities in these areas shall be encouraged to preserve historical, archeological and natural resources and landmarks, while allowing individuals the right to farm and ranch, using the necessary resources desired and needed with as little intrusion as possible on property rights.

Development Permits are not required in the WE Zone District except for Oil and Gas Exploration and Development.

5-320 K. Review Standards for all WE Zone District Special Uses

All special uses shall:

- I. Be consistent with the County Master Plan, the County Land Use Policies in Article 2 and the purpose of the WE Zone District;
- II. Be consistent with and compatible with the character of the immediate vicinity of the parcel proposed for development and surrounding land uses, and/or shall enhance the mixture of complimentary uses and activities in the immediate vicinity of the parcel proposed for development;
- III. Be designed, located and operated so that the public health, safety and welfare will be protected;
- IV. Be located, designed and operated to minimize adverse effects, including impacts on scenic quality, pedestrian and vehicular circulation, parking, trash, service delivery, noise, vibration and odor on surrounding properties;
- V. Provide adequate public facilities and services to serve the special use, including but not limited to roads, adequate water supply in terms of both quality and quantity, sewer, solid waste and fire protection;
- VI. Not substantially adversely affect agriculture or ranching operations and residences;
- VII. Only include roads, utilities and associated structures that bear logical relationships to existing topography and minimize cuts and fills; and
- VIII. Be consistent with the historic rural and agricultural character of the West End. Input from neighbors shall be considered by the County in determining consistency.

The proposed project location is within the West End Zone District and the land use is consistent with the purpose of the Zone District. No activities proposed for this exploratory boring program are anticipated to affect the access, functionality, safety or condition for any public land users.

Public Noticing

In addition to the notice requirements set forth in Section 3-9, the applicant provided notice of the proposed application and the BOCC meeting date to all property owners within 1,500 feet of the subject parcel per Section 5-1605. The applicant also posted a sign on at the intersection of SH 141 and CR U29 W that provided notice concerning this SUP application and information on the time and date of the Board of County Commissioners meeting to be held on-line Wednesday, March 16, 2022. The public hearing notice was published in the Telluride Daily Planet and Norwood Post on February 23, 2022.

Referral Agents

The application was referred to the County Administrator, County Attorney, County Road and Bridge, County Natural Resources and Special Projects, County Parks and Open Space, County Vegetation Control, County Sheriff, Colorado Department of Public Health & Environment, Egnar-Slickrock Fire Protection District, Colorado Department of Transportation, Colorado Division of Reclamation, Mining and Safety, US Bureau of Land Management, Montrose County, and Colorado State Parks & Wildlife for review and comment. It was also provided to INFORM and Sheep Mountain Alliance as parties who have indicated an interest in the project.

Referral Agency Comments

Ryan Righetti, San Miguel County Road and Bridge Director, states there will not be a requirement of any additional permits from Road and Bridge as all usage is expected to be under County thresholds (i.e. weight and vehicle sizes) and there are no modifications or improvements proposed for County roads.

Tony Bonacquista, Nucla District Wildlife Manager, Colorado Parks and Wildlife (CPW), is supportive of the dates proposed from May 15-December 1 for mining exploration. CPW would suggest minimal new roads and requests the ability to review the proposed seed mix for revegetation.

Julie Kolb, San Miguel County Vegetation Control Manager, recommends the operator wash the equipment before and after leaving the site. Seed mix should come from the BLM. Herbicide controls should be in place for noxious weeds. Contact San Miguel County Weed Management before and after the project so weed control can take place. Prior to the project commencing, the operator should also contact County Weed Management for education and orientation regarding identification and avoidance of noxious weeds.

Public Comments

Mason Osgood, Executive Director for Sheep Mountain Alliance, AND Jennifer Thurston, Executive Director for Information Network for Responsible Mining, presented a joint letter stating their beliefs that the area will experience negative impacts from mining in relation to public recreation. Mason and Jennifer also believe there is some historical artifacts connected to the pioneering settlers and Indigenous Peoples and that the State Historic Preservation Office should be consulted under the National Historic Preservation Act. Drainage, access, reclamation, and revegetation should thoroughly be addressed. A denial for the SUP is recommended.

Planning Commission Comments and Recommendation

The Planning Commission recommended approval (3-1, Bald opposed) to the Board of County Commissioners of this application on February 10, 2022.

Sample Motion:

I move to approve a Special Use Permit (SUP) for Standard Minerals Inc. c/o Thor Mining PLC for the proposed Mining Exploration on mining claims at Groundhog Mine and Section 23 on Bureau of Land Management (BLM) public lands off County Road U29 W in San Miguel County, Colorado, and adopt Resolution No. 2022-012, based on the finding that the application is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, subject to the following specific terms and conditions:

1. The Special Use Permit is issued to the Applicant, Standard Minerals Inc. c/o Thor Mining PLC, and does not run with the Land.
2. No future mining activity at the project site by Standard Minerals Inc., its lessees, or the property owners or its lessees is authorized by this approval.
3. Contact the Planning Department, Road and Bridge Department, County Vegetation Management, and County Sheriff's Office prior to mobilization of and the start of drilling activities.
4. Provide a list of onsite contacts for Standard Minerals, Inc. and the drilling project contractor.
5. Provide for review of the construction schedule by the Colorado Parks and Wildlife for any of seasonal timing limitations that may be necessary for the protection of wildlife. Findings shall be reported to County Planning at least two (2) weeks prior to mobilization.
6. The revegetation and weed control along the county road right-of-way (ROW) shall be reviewed by the County Vegetation Manager to assure reclamation of these areas.
7. The County Vegetation Manager shall be afforded the opportunity to provide education and orientation regarding identification of noxious weeds and methods of limiting spread to the operator prior to commencement of work.
8. This Special Use Permit conditional approval is subject to the Bureau of Land Management (BLM) and Colorado Division of Reclamation and Mining and Safety (CDRMS) approving this drilling program and issuing the required permits. Provide copies of these permits to County Planning.
9. The project drilling program and reclamation plan shall be consistent with and comply with the applicable provisions as approved by the County, unless specifically modified in the BLM and CDRMS approval action.
10. Comply with all terms and conditions of the Colorado Department of Public Health and Environment Stormwater Discharge Permit, if required.
11. Provide monthly progress reports to County Planning.
12. The permit shall be valid for one (1) year, with review of the BLM and DRMS permits by staff prior to commencement, and with annual reviews by the CPC and BOCC if needed.
13. Exploration activities shall be limited to May 15 to December 1 of 2022.
14. The clearing of pinion-juniper and sagebrush shall be minimized to the greatest extent possible.
15. Provide a grading and drainage plan that includes a higher quality of sediment fencing and control.
16. The County shall be informed of any cultural resources discovered in the course of work. Pads and road disturbance should avoid any areas with cultural resources. All appropriate mitigation measures shall be taken to protect cultural resources.
17. The revegetation plan shall include soil restoration and best practices to maximize

- available water. The CPW (when provided) recommendation shall be followed.
18. Provide documentation regarding the water source(s) for the project.
 19. Identify any hazardous materials that will be used in the process, and describe how those materials will be stored and transported.
 20. All written representations of the applicant, in the original submittal and all supplements, are deemed to be conditions of approval except to the extent modified by this approval.

**RESOLUTION OF THE BOARD OF COMMISSIONERS,
SAN MIGUEL COUNTY, COLORADO,
APPROVING A MINING SPECIAL USE PERMIT FOR THOR MINING PLC FOR
MINERAL EXPLORATION ON BLM LAND IN THE WEST END (WE) ZONE
DISTRICT**

Resolution 2022-012

WHEREAS, Helen Thomas of Geosyntec, on behalf of Thor Mining PLC and Standard Minerals, Inc., 58 Galway Avenue, Marlestone, SA, 5035, Australia, (“Applicant”), has submitted an application seeking a Mining Special Use Permit for the exploration of Uranium on BLM land in the northwest part of San Miguel County, Colorado (“Property”), zoned West End (WE) located off CR U29 W just south of the Montrose County line;

WHEREAS, a West End Zone District Mining Special Use Permit (SUP) requires a Two-step Planning Commission and Board of County Commissioner Review, per Land Use Code (LUC) Section 5-320 F. XVII, pursuant to the standards contained in Sections 2-1 to 2-35 Land Use Policies, and to applicable standards in LUC Section 5-4, Areas and Activities of Local and State interest/”1041” Environmental Hazard Review, LUC Section 5-10, Special Uses; LUC Section 5-11, Conditional Uses on Federal Lands; and LUC Section 5-16, Mining;

WHEREAS, the application was referred to the County Administrator, County Attorney, County Road and Bridge, County Natural Resources and Special Projects, County Parks and Open Space, County Vegetation Control, County Sheriff, Colorado Department of Public Health & Environment, Egnar-Slickrock Fire Protection District, Colorado Department of Transportation, Colorado Division of Reclamation, Mining and Safety, US Bureau of Land Management, Montrose County, and Colorado State Parks & Wildlife for review and comment;

WHEREAS, at its regular meeting held on Thursday, February 10, 2022 the County Planning Commission (CPC) recommended approval to the Board of County Commissioners (BOCC) of a Mining Special Use Permit (SUP) to Thor Mining PLC for the exploration of uranium on BLM land in the northwest part of San Miguel County, Colorado (“Property”), zoned West End (WE) as presented, based on the finding that the proposed use complies with the following Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining, subject to certain conditions, by a vote of 3-1;

WHEREAS, the CPC’s recommendations are set forth in the minutes from the February 10, 2022 CPC meeting;

WHEREAS, the Applicant sent Notice of the application and the Board of County Commissioners (BOCC) Public Hearing to be held on March 16, 2022, to all property owners within 1,500 feet of the subject parcel per LUC Section 5-1605. A sign was placed near the property at the intersection

of CR U29 W and SH 145 to provide notice concerning this application and the BOCC Public Hearing to be held on-line, Wednesday, March 16, 2022;

WHEREAS, a legal notice for the Wednesday, March 16, 2022 Board of County Commissioners Public Hearing was published in the Norwood Post and Telluride Daily Planet on February 23, 2022;

WHEREAS, a list of the items included in the Public Hearing Record is attached to this resolution as Exhibit “A”;

WHEREAS, the Board of Commissioners of San Miguel County, Colorado, considered this application, along with relevant evidence and testimony, at a public hearing held on-line on Wednesday, March 16, 2022.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of San Miguel County, Colorado, approves a Special Use Permit (SUP) for Standard Minerals Inc. c/o Thor Mining PLC for the proposed Mining Exploration on mining claims at Groundhog Mine and Section 23 on Bureau of Land Management (BLM) public lands off County Road U29 W in San Miguel County, Colorado, and adopt the Resolution, based on the finding that the application is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, subject to the following specific terms and conditions:

General Conditions:

1. The Special Use Permit is issued to the Applicant, Standard Minerals Inc. c/o Thor Mining PLC, and does not run with the Land.
2. No future mining activity at the project site by Standard Minerals Inc., its lessees, or the property owners or its lessees is authorized by this approval.
3. Contact the Planning Department, Road and Bridge Department, County Vegetation Management, and County Sheriff’s Office prior to mobilization of and the start of drilling activities.
4. Provide a list of onsite contacts for Standard Minerals, Inc. and the drilling project contractor.
5. Provide for review of the construction schedule by the Colorado Parks and Wildlife for any of seasonal timing limitations that may be necessary for the protection of wildlife. Findings shall be reported to County Planning at least two (2) weeks prior to mobilization.
6. The revegetation and weed control along the county road right-of-way (ROW) shall be reviewed by the County Vegetation Manager to assure reclamation of these areas.
7. The County Vegetation Manager shall be afforded the opportunity to provide education and orientation regarding identification of noxious weeds and methods of limiting spread

- to the operator prior to commencement of work.
8. This Special Use Permit conditional approval is subject to the Bureau of Land Management (BLM) and Colorado Division of Reclamation and Mining and Safety (CDRMS) approving this drilling program and issuing the required permits. Provide copies of these permits to County Planning.
 9. The project drilling program and reclamation plan shall be consistent with and comply with the applicable provisions as approved by the County, unless specifically modified in the BLM and CDRMS approval action.
 10. Comply with all terms and conditions of the Colorado Department of Public Health and Environment Stormwater Discharge Permit, if required.
 11. Provide monthly progress reports to County Planning.
 12. The permit shall be valid for one (1) year, with review of the BLM and DRMS permits by staff prior to commencement, and with annual reviews by the CPC and BOCC if needed.
 13. Exploration activities shall be limited to May 15 to December 1 of 2022.
 14. The clearing of pinion-juniper and sagebrush shall be minimized to the greatest extent possible.
 15. Provide a grading and drainage plan that includes a higher quality of sediment fencing and control.
 16. The County shall be informed of any cultural resources discovered in the course of work. Pads and road disturbance should avoid any areas with cultural resources. All appropriate mitigation measures shall be taken to protect cultural resources.
 17. The revegetation plan shall include soil restoration and best practices to maximize available water. The CPW (when provided) recommendation shall be followed.
 18. Provide documentation regarding the water source(s) for the project.
 19. Identify any hazardous materials that will be used in the process, and describe how those materials will be stored and transported.
 20. All written representations of the applicant, in the original submittal and all supplements, are deemed to be conditions of approval except to the extent modified by this approval.

DONE AND APPROVED by the Board of County Commissioners of San Miguel County, Colorado, on March 16, 2022.

**SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

By: _____
Kris Holstrom, Chair

Vote:	Hilary Cooper	Aye	Nay	Abstain	Absent
	Kris Holstrom	Aye	Nay	Abstain	Absent
	Lance Waring	Aye	Nay	Abstain	Absent

ATTEST:

By: _____
Carmen Warfield, Chief Deputy Clerk

EXHIBIT "A" Public Hearing Record
EXHIBIT "B" Site Plan

EXHIBIT “A”

Public Meeting Record

Board of County Commissioners

Application: Standard Minerals, Inc. c/o Thor Mining LLC – West End (WE) Zone District,
Conditional Uses on Federal Lands, Mining Special Use Permit

Date: March 16, 2022

1. San Miguel County Land Use Code (Adopted 11/30/90) with all amendments to date (By Reference Only).
2. San Miguel County Comprehensive Development Plan (Adopted 8/3/78) with all amendments to date (By Reference Only).
3. Memorandum to the Board of County Commissioners from Troy Hangen, Senior Planner dated March 16, 2022.
4. Draft Board of County Commissioners Resolution #2022-012
5. Draft San Miguel County Planning Commission February 10, 2022 Meeting Minutes.
6. Memorandum to the San Miguel County Planning Commission from Troy Hangen, Senior Planner dated February 10, 2022.
7. Application submitted by Helen Thomas, Geosyntec Consultants, dated December 8, 2021.
8. Applicant’s Certifications of Compliance with the public noticing requirements of the San Miguel County Land Use Code Section 3-9 dated February 24, 2022.
9. Public Hearing Notice Published in the Norwood Post and Telluride Daily Planet February 23, 2022.

AGENCY COMMENTS

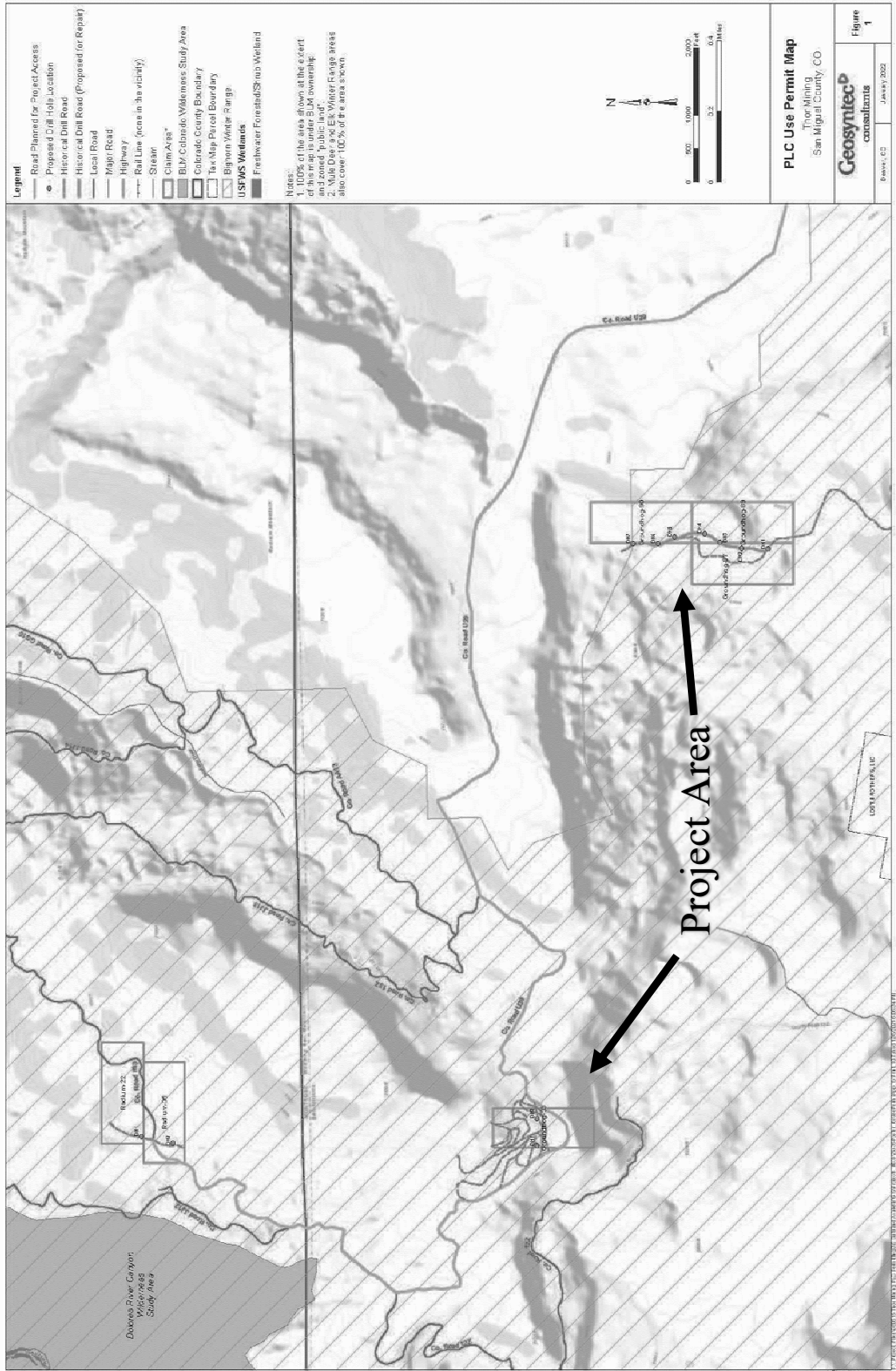
10. Email from Ryan Righetti, County Road Director to Troy Hangen, Senior Planner received January 13, 2022.
11. Email from Tony Bonacquista, Nucla District Manager for Colorado Parks and Wildlife to Troy Hangen, Senior Planner received January 27, 2022.
12. Email from Julie Kolb, SMC Vegetation Control Manager to Troy Hangen, Senior Planner received January 31, 2022.

PUBLIC COMMENTS

13. Email from Mason Osgood, Executive Director of the Sheep Mountain Alliance, and Jennifer Thurston, Executive Director of the Information Network for Responsible Mining, to Troy Hangen, Senior Planner dated February 1, 2022.

EXHIBIT "B"

Site Plan



**RESOLUTION OF THE BOARD OF COMMISSIONERS,
SAN MIGUEL COUNTY, COLORADO,
APPROVING A MINING SPECIAL USE PERMIT FOR THOR MINING PLC FOR
MINERAL EXPLORATION ON BLM LAND IN THE WEST END (WE) ZONE
DISTRICT**

Resolution 2022-012

WHEREAS, Helen Thomas of Geosyntec, on behalf of Thor Mining PLC and Standard Minerals, Inc., 58 Galway Avenue, Marlestone, SA, 5035, Australia, (“Applicant”), has submitted an application seeking a Mining Special Use Permit for the exploration of Uranium on BLM land in the northwest part of San Miguel County, Colorado (“Property”), zoned West End (WE) located off CR U29 W just south of the Montrose County line;

WHEREAS, a West End Zone District Mining Special Use Permit (SUP) requires a Two-step Planning Commission and Board of County Commissioner Review, per Land Use Code (LUC) Section 5-320 F. XVII, pursuant to the standards contained in Sections 2-1 to 2-35 Land Use Policies, and to applicable standards in LUC Section 5-4, Areas and Activities of Local and State interest/”1041” Environmental Hazard Review, LUC Section 5-10, Special Uses; LUC Section 5-11, Conditional Uses on Federal Lands; and LUC Section 5-16, Mining;

WHEREAS, the application was referred to the County Administrator, County Attorney, County Road and Bridge, County Natural Resources and Special Projects, County Parks and Open Space, County Vegetation Control, County Sheriff, Colorado Department of Public Health & Environment, Egnar-Slickrock Fire Protection District, Colorado Department of Transportation, Colorado Division of Reclamation, Mining and Safety, US Bureau of Land Management, Montrose County, and Colorado State Parks & Wildlife for review and comment;

WHEREAS, at its regular meeting held on Thursday, February 10, 2022 the County Planning Commission (CPC) recommended approval to the Board of County Commissioners (BOCC) of a Mining Special Use Permit (SUP) to Thor Mining PLC for the exploration of uranium on BLM land in the northwest part of San Miguel County, Colorado (“Property”), zoned West End (WE) as presented, based on the finding that the proposed use complies with the following Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining, subject to certain conditions, by a vote of 3-1;

WHEREAS, the CPC’s recommendations are set forth in the minutes from the February 10, 2022 CPC meeting;

WHEREAS, the Applicant sent Notice of the application and the Board of County Commissioners (BOCC) Public Hearing to be held on March 16, 2022, to all property owners within 1,500 feet of the subject parcel per LUC Section 5-1605. A sign was placed near the property at the intersection

of CR U29 W and SH 145 to provide notice concerning this application and the BOCC Public Hearing to be held on-line, Wednesday, March 16, 2022;

WHEREAS, a legal notice for the Wednesday, March 16, 2022 Board of County Commissioners Public Hearing was published in the Norwood Post and Telluride Daily Planet on February 23, 2022;

WHEREAS, a list of the items included in the Public Hearing Record is attached to this resolution as Exhibit “A”;

WHEREAS, the Board of County Commissioners of San Miguel County, Colorado, considered this application, along with relevant evidence and testimony, at a public hearing held on-line on Wednesday, March 16, 2022.

WHEREAS, the Board of County Commissioners of San Miguel County, Colorado, continued the public hearing from Wednesday, March 16, 2022 to Wednesday, March 30, 2022.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of San Miguel County, Colorado, approves a Special Use Permit (SUP) for Standard Minerals Inc. c/o Thor Mining PLC for the proposed Mining Exploration on mining claims at Groundhog Mine and Section 23 on Bureau of Land Management (BLM) public lands off County Road U29 W in San Miguel County, Colorado, and adopt the Resolution, based on the finding that the application is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, subject to the following specific terms and conditions:

General Conditions:

1. The Special Use Permit is issued to the Applicant, Standard Minerals Inc. c/o Thor Mining PLC, and does not run with the Land.
2. No future mining activity at the project site by Standard Minerals Inc., its lessees, or the property owners or its lessees is authorized by this approval.
3. Contact the Planning Department, Road and Bridge Department, County Vegetation Management, and County Sheriff’s Office prior to mobilization of and the start of drilling activities.
4. Provide a list of onsite contacts for Standard Minerals, Inc. and the drilling project contractor.
5. Provide for review of the construction schedule by the Colorado Parks and Wildlife for any of seasonal timing limitations that may be necessary for the protection of wildlife. Findings shall be reported to County Planning at least two (2) weeks prior to mobilization.
6. The revegetation and weed control along the county road right-of-way (ROW) shall be

- reviewed by the County Vegetation Manager to assure reclamation of these areas.
7. The County Vegetation Manager shall be afforded the opportunity to provide education and orientation regarding identification of noxious weeds and methods of limiting spread to the operator prior to commencement of work.
 8. This Special Use Permit conditional approval is subject to the Bureau of Land Management (BLM) and Colorado Division of Reclamation and Mining and Safety (CDRMS) approving this drilling program and issuing the required permits. Provide copies of these permits to County Planning.
 9. The project drilling program and reclamation plan shall be consistent with and comply with the applicable provisions as approved by the County, unless specifically modified in the BLM and CDRMS approval action.
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 11. Provide monthly progress reports to County Planning.
 12. The permit shall be valid for one (1) year, with review of the BLM and DRMS permits by staff prior to commencement, and with annual reviews by the CPC and BOCC if needed.
 13. Exploration activities shall be limited to May 15 to December 1 of 2022.
 14. The clearing of pinion-juniper and sagebrush shall be minimized to the greatest extent possible.
 15. Provide a grading and drainage plan that includes a higher quality of sediment fencing and control.
 16. The County shall be informed of any cultural resources discovered in the course of work. Pads and road disturbance should avoid any areas with cultural resources. All appropriate mitigation measures shall be taken to protect cultural resources.
 17. The revegetation plan shall include soil restoration and best practices to maximize available water. The CPW (when provided) recommendation shall be followed.
 18. Provide documentation regarding the water source(s) for the project.
 19. Identify any hazardous materials that will be used in the process, and describe how those materials will be stored and transported.
 20. All written representations of the applicant, in the original submittal and all supplements, are deemed to be conditions of approval except to the extent modified by this approval.

DONE AND APPROVED by the Board of County Commissioners of San Miguel County, Colorado, on March 30, 2022.

**SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

By: _____
Kris Holstrom, Chair

Vote:	Hilary Cooper	Aye	Nay	Abstain	Absent
	Kris Holstrom	Aye	Nay	Abstain	Absent
	Lance Waring	Aye	Nay	Abstain	Absent

ATTEST:

By: _____
Carmen Warfield, Chief Deputy Clerk

EXHIBIT "A" Public Hearing Record
EXHIBIT "B" Site Plan

EXHIBIT “A”

Public Hearing Record

Board of County Commissioners

Application: Standard Minerals, Inc. c/o Thor Mining LLC – West End (WE) Zone District,
Conditional Uses on Federal Lands, Mining Special Use Permit

Date: March 30, 2022

1. San Miguel County Land Use Code (Adopted 11/30/90) with all amendments to date (By Reference Only).
2. San Miguel County Comprehensive Development Plan (Adopted 8/3/78) with all amendments to date (By Reference Only).
3. **Memorandum to the Board of County Commissioners from Troy Hangen, Senior Planner dated March 30, 2022**
4. Memorandum to the Board of County Commissioners from Troy Hangen, Senior Planner dated March 16, 2022.
5. Draft Board of County Commissioners Resolution #2022-012
6. Draft San Miguel County Planning Commission February 10, 2022 Meeting Minutes.
7. Memorandum to the San Miguel County Planning Commission from Troy Hangen, Senior Planner dated February 10, 2022.
8. Application submitted by Helen Thomas, Geosyntec Consultants, dated December 8, 2021.
9. Applicant’s Certifications of Compliance with the public noticing requirements of the San Miguel County Land Use Code Section 3-9 dated February 22, 2022.
10. Public Hearing Notice Published in the Norwood Post and Telluride Daily Planet February 23, 2022.
11. **Dust Control Plan submitted from Helen Thomas, Geosyntec Consultants, March 24, 2022**

AGENCY COMMENTS

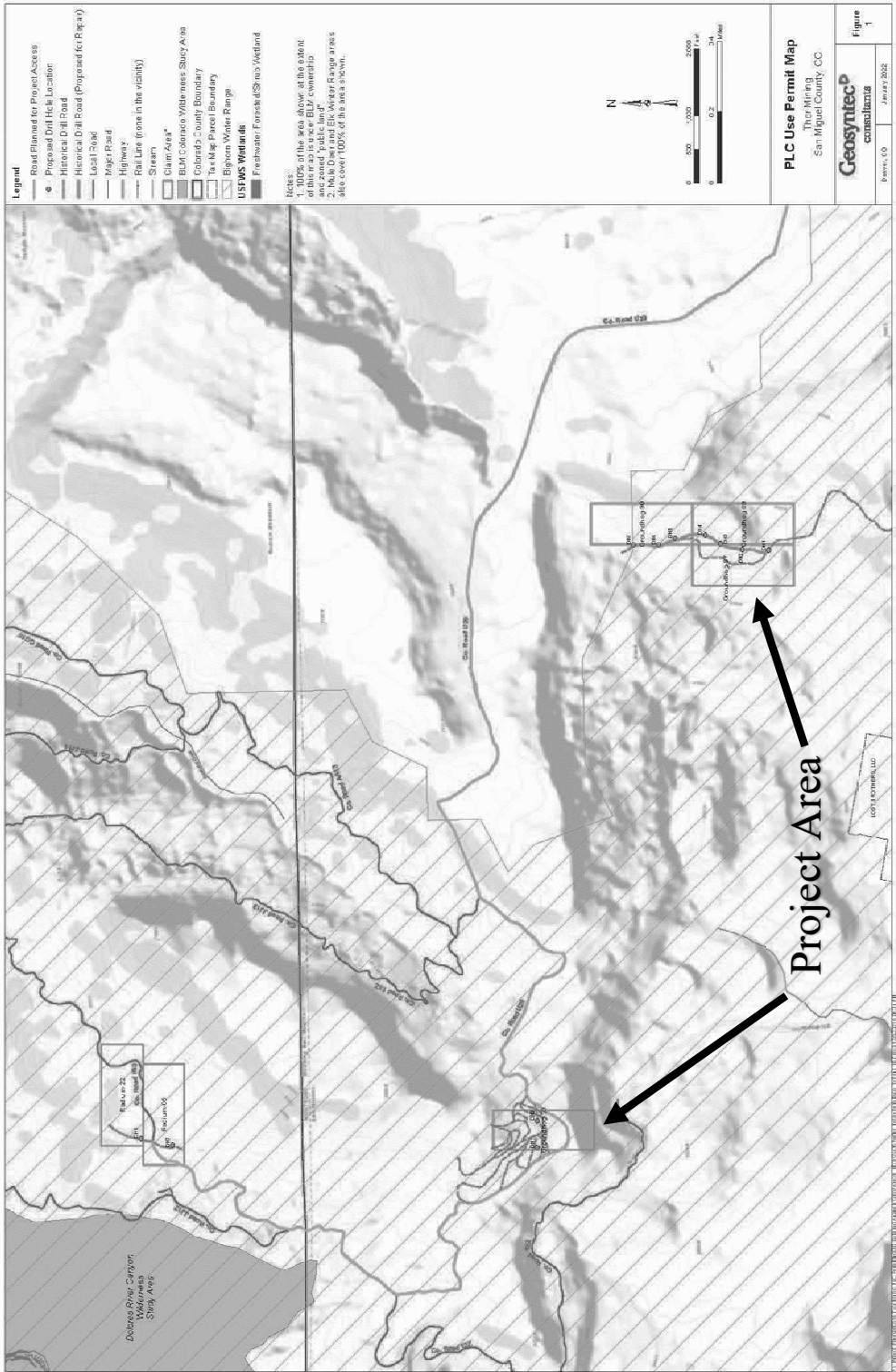
12. Email from Ryan Righetti, County Road Director to Troy Hangen, Senior Planner received January 13, 2022.

13. Email from Tony Bonacquista, Nucla District Manager for Colorado Parks and Wildlife to Troy Hangen, Senior Planner received January 27, 2022.
14. Email from Julie Kolb, SMC Vegetation Control Manager to Troy Hangen, Senior Planner received January 31, 2022.
15. **Letter from Connie Clementson, Field Manager from BLM to Steve Turner, State Historic Preservation Officer, dated June 6, 2021.**

PUBLIC COMMENTS

16. Email from Mason Osgood, Executive Director of the Sheep Mountain Alliance, and Jennifer Thurston, Executive Director of the Information Network for Responsible Mining, to Troy Hangen, Senior Planner dated February 1, 2022.
17. Letter from Mason Osgood, Executive Director of the Sheep Mountain Alliance, and Jennifer Thurston, Executive Director of the Information Network for Responsible Mining, to Troy Hangen, Senior Planner dated March 14, 2022
18. **Email from Douglas Tooley to Carmen Warfield, Chief Deputy Clerk – BOCC, dated March 16, 2022**

EXHIBIT "B" Site Plan



**SAN MIGUEL COUNTY PLANNING COMMISSION
MINUTES – REGULAR MEETING**

February 10, 2022

Online Meeting

Present: Lee Taylor, Chair
M.J. Schillaci, Secretary
Tobin Brown, Sr. Alternate
Ian Bald, Member

Absent: Josselin Lifton-Zoline, Member
Matthew Bayma, Member

Planning Staff Present: Kaye Simonson, Planning Director
John Huebner, Senior Planner
Troy Hangen, Senior Planner

County Staff Present: Amy Markwell, County Attorney

Absent: Nancy Hrupcin, Legal Assistant, County Attorney’s Office

9:00 a.m. Chair called the meeting to order.

PLANNING COMMISSION AND STAFF COMMENTS

Discussion of when to hold the April 14 meeting. It was agreed to move it to March 31. There would be no meeting in April.

Staff asked the commission how they feel about wedding venues in the F-zone. Currently, the use is not permitted. People are establishing wedding venues in the F-zone and there is now a code enforcement situation. It will require a Land Use Code amendment to allow wedding venues as a SUP in the Zone District. The Planning Commission could initiate and consider an amendment, or it would be up to the individuals who wish to apply. If owners need to apply to amend the Land Use Code, it requires a \$1,000 fee. Toby Brown added that Telluride is a wedding destination and would merit a look by the Commission. The Commission agreed it is a topic that needs to be discussed.

There will be a March 9, 2022 work session with the County Commissioners discussing short-term rentals and affordable housing. The Affordable Housing impact fee methodology is on the agenda for the March 10 Planning Commission meeting.

APPROVAL OF MINUTES

MOTION by MJ Schillaci to approve the January 13, 2022 minutes as presented.
SECONDED by Tobin Brown. **VOTE PASSED 4-0.**

Lee Taylor	<u>Aye</u>	Nay	Abstain	Absent
Ian Bald	<u>Aye</u>	Nay	Abstain	Absent
M.J. Schillaci	<u>Aye</u>	Nay	Abstain	Absent
Josselin Lifton-Zoline	<u>Aye</u>	Nay	Abstain	<u>Absent</u>
Matthew Bayma	<u>Aye</u>	Nay	Abstain	<u>Absent</u>
Tobin Brown	<u>Aye</u>	Nay	Abstain	Absent

9:15 A.M. PUBLIC HEARING: LAND USE APPLICATION

Applicant: Helen Thomas, Geosyntec Consultants on behalf of Standard Materials, Inc.

Location: West off SH Highway 141 and County Road U29 W, San Miguel County

Parcel(s): Mining claims on Bureau of Land Management (BLM) lands

Zone District: West End (WE) Zone District

Proposal: Mineral Exploration of mining claims, located on public lands managed by the BLM. The boring exploration program includes nine (9) drill pads, each measuring about 50 feet by 50 feet, for the purpose of exploring for Uranium.

Those who addressed the commission:
Helen Thomas, Geologist, Geosyntec Consultants
Jeff Kurtz, Geologist, Geosyntec Consultants
Nicole Galloway-Warland, Managing Director, Thor Mining PLC
Jim Guilinger, World Industrial Minerals

Mineral Exploration Special Use Permit Conditional Uses on Federal Lands Standard Mineral, Inc. c/o Thor Mining LLC.

Troy Hangen presented the proposal for the exploratory boring project with nine (9) drill sites for the purpose of exploring for uranium. Helen Thomas, of Geosyntec Consultants, on behalf of Standard Minerals, submitted an application on behalf of Thor Mining PLC that proposes Mineral Exploration on mining claims just north of Big Gypsum Valley on Bureau of Land Management (BLM) public lands off County Road 14Z and County Road U29.

A site visit occurred on November 16, 2021, with the Planning Department, Ryan Righetti, Road and Bridge Department, and Helen Thomas, Geosyntec. A virtual recap was presented to the commission. The project involves using existing BLM roads and county roads with limited development of temporary access drives. Primary access to the project is off State Highway 141 via County Road U29 W in the West End of San Miguel County. Additional drill pads will be proposed in Montrose County, but accessed from San Miguel County.

The project is designed to minimize new surface impacts within the mining claims. Existing BLM roads, county roads, and established access routes (two-track) are utilized wherever practical. The location of drill pads favors areas that are level or were previously disturbed and cleared. The site planning lessens the dirt work required to prepare access routes and drill pads, simplifies reclamation of new access routes, and minimizes the overall impacts of this project.

The access route to get to the drill sites is mainly unimproved dirt roads. Minimal road improvements are needed.

The proposed locations of drill pads and temporary access routes proposed in this application are preliminary. Final placement is dependent on input received from federal and local governments during the permit application processing.

Drill pads will have sumps to retain drill cuttings and drilling mud and to allow for infiltration of water back into the ground during drilling operations. Each sump will be fenced with temporary fencing until reclamation is completed. Upon completion of the drilling, the plastic fencing around the sump will be removed and the sump will be filled and the site smoothed out with a blade. The drill hole will be plugged in accordance with closure standards specified in Colorado state regulations. If required for each hole, cement grout will be pumped from the bottom to the top of the hole. The reclamation of drill pads and holes will occur concurrently following the completion of drilling and individual pads. Drill pads will be regraded and revegetated with a BLM-approved native seed mixture. All reclamation will conform to the specific guidance, protocols, and all permit requirements by the BLM and Colorado DRMS.

The drill rig, service/water truck, and two (2) pick-ups will be used to conduct the exploratory drilling. The applicant is proposing to work 10 hours a day, Monday thru Friday. Approximately three to five (3-5) persons will work on-site per shift.

Water is proposed to be hauled from the water dock in the Town of Naturita or from another local source.

The total estimated ground disturbance is less than two (2) acres. A weed control plan is required and will include the washing of vehicles before entering and leaving sites. Reclamation bonds will be held by BLM and DRMS.

Referral agencies were notified and all referral comments were considered. Public Comments included Mason Osgood, Executive Director for Sheep Mountain Alliance and Jennifer Thurston, Executive Director for Information Network for Responsible Mining, who presented a joint letter stating their beliefs that the area will experience negative impacts from mining in relation to public recreation. They also believe there are some historical artifacts connected to the pioneering settlers and Indigenous Peoples and that the State Historic Preservation Office should be consulted under the National Historic Preservation Act. Drainage, reclamation, and revegetation should thoroughly be addressed. They recommend denial for the SUP.

Troy went over the extensive review standards and stated public notice was sent. Per an email received from CDPHE after the packet was sent out, there is no need for a Discharge permit as noted in condition #10.

The applicant, Nicole Galloway-Warland presented their proposal. She began with a history of the high-grade uranium and vanadium production area and the Colorado claims that have been extensively mined, mainly for uranium through the 20th century. There is good infrastructure in the area including a nearby processing plant with available capacity. They desire to get drilling scheduled once the permits are approved.

The Groundhog and Section 23 areas have lots of existing tracks from historical mining and exploration activities. The exploration work will only use existing tracks and access roads and this will include vehicle parking. They plan to use pre-existing BLM roads and some improvement will be required on some BLM roads.

They propose to use reverse circulation drilling which has minimal disturbance and negligible water use.

The schedule is from May 15- September 30, 2022. The project is likely to be completed within 4 weeks.

In regards to the status of the BLM and DRMS permitting, the Notice of Intent (NOI) has been submitted to the BLM. The BLM has walked the property with a Thor representative. The bond has been calculated and will be submitted to the BLM and DRMS subsequently.

Safety is a focus, including signage and site and rig induction. They have a radiation management plan, including the strict way the samples are handled.

Topsoil will be stored and placed back over the drill pad on completion. Reclamation best practices will be used including all drill pads being reclaimed on completion of drilling. They will be scarified and seeded and a BLM-approved seed mix will be used for the revegetation.

Helen Thomas, a Geologist with Geosyntec, presented the site map and talked about the site visit.

The commission asked questions regarding safety and analysis procedures. Questions were asked about the water table and runoff. Nicole responded that they do not expect to hit the water table, as it is very low.

It was asked what if they were successful, to which it was responded that they will apply for further drilling permits. The commission asked if there was any waste, and what its disposal plan is. Nicole replied that drill cuttings are placed back down in the hole.

Jason Kurtz added comments about drainage. The commission wants to make sure if there is storm drainage, runoff is managed and there will be no damage or washouts, and to avoid concerns regarding the erosion of the drill pads.

10:10 a.m. Open to Public Comment

Mason Osgood, Director of Sheep Mountain Alliance stated they support the drainage plan, but have concerns about the Dolores River and the recreational value of the area. There are continuing environmental justice issues with the White Mesa Mill in Blanding, Utah and he wondered about the future of mining exploration.

10:15 a.m. Closed Public Comment

MOTION by Tobin Brown to move to recommend to the Board of County Commissioners approval of a Special Use Permit (SUP) for Standard Minerals Inc. c/o Thor Mining PLC for the proposed Mining Exploration on mining claims at Groundhog Mine and Section 23 on Bureau of Land Management (BLM) public lands off County Road U29 W in San Miguel County, Colorado, based on the finding that the application is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, subject to the following specific terms and conditions:

1. The Special Use Permit is issued to the Applicant, Standard Minerals Inc. c/o Thor Mining PLC, and does not run with the Land.
2. No future mining activity at the project site by Standard Minerals Inc., its lessees, or the property owners or its lessees is authorized by this approval.
3. Contact the Planning Department, Road and Bridge Department, County Vegetation Management, and County Sheriff's Office prior to mobilization of and the start of drilling activities.
4. Provide a list of onsite contacts for Standard Minerals, Inc. and the drilling project contractor.
5. Provide for review of the construction schedule by the Colorado Parks and Wildlife for any of seasonal timing limitations that may be necessary for the protection of wildlife. Findings shall be reported to County Planning at least two (2) weeks prior to mobilization.
6. The revegetation and weed control along the county road right-of-way (ROW) shall be reviewed by the County Vegetation Manager to assure reclamation of these areas.
7. The County Vegetation Manager shall be afforded the opportunity to provide education and orientation regarding identification of noxious weeds and methods of limiting spread to the operator prior to commencement of work.
8. This Special Use Permit conditional approval is subject to the Bureau of Land Management (BLM) and Colorado Division of Reclamation and Mining and Safety (CDRMS) approving this drilling program and issuing the required permits. Provide copies of these permits to County Planning.
9. The project drilling program and reclamation plan shall be consistent with and comply with the applicable provisions as approved by the County unless specifically modified in the BLM and CDRMS approval action.
10. Comply with all terms and conditions of the Colorado Department of Public Health and Environment Stormwater Discharge Permit *if required*. Provide a copy of the permit to County Planning.
11. Provide monthly progress reports to County Planning.
12. The permit shall be valid for one (1) year, with review of the BLM and DRMS permits by 14 staff prior to commencement, and with annual reviews by the CPC and BOCC if needed.
13. Exploration activities shall be limited to May 15 to December 1 of 2022.

14. The clearing of pinion-juniper and sagebrush shall be minimized to the greatest extent ~~practical~~ **possible**.
15. Provide a grading and drainage plan that includes a higher quality of sediment fencing and control.
16. The County shall be informed of any cultural resources discovered in the course of work. Pads and road disturbance should avoid any areas with cultural resources. All appropriate mitigation measures shall be taken to protect cultural resources.
17. The revegetation plan shall include soil restoration and best practices to maximize available water. The CPW (when provided) recommendation shall be followed.
18. Provide documentation regarding the water source(s) for the project.
19. Identify any hazardous materials that will be used in the process, and describe how those materials will be stored and transported.
20. All written representations of the applicant, in the original submittal and all supplements, are deemed to be conditions of approval except to the extent modified by this approval.

SECONDED By MJ Schillaci with the amendment of leaving in # 10 and adding **if required**.

Tobin accepted the amendment.

AMENDMENT By MJ #14 and accepted by Tobin to replace the word practical with **possible**.

VOTE PASSED 3-1

Lee Taylor	<u>Aye</u>	Nay	Abstain	Absent
Ian Bald	<u>Aye</u>	<u>Nay</u>	Abstain	Absent
M.J. Schillaci	<u>Aye</u>	Nay	Abstain	Absent
Josselin Lifton-Zoline	<u>Aye</u>	Nay	Abstain	<u>Absent</u>
Matthew Bayma	<u>Aye</u>	Nay	Abstain	<u>Absent</u>
Tobin Brown	<u>Aye</u>	Nay	Abstain	Absent

CONTINUED REVIEW OF LAND USE APPLICATION FROM JANUARY 13, 2022

Applicant: Lawson Hill Property Owners Co & Telluride Mountain School

Location: Lot HI, Lawson Hill PUD located north of Society Drive off San Miguel Dr.

Parcel size: 1.88 acres

Zone District: Public (PUB)

Proposal: Rezone from Public (PUB) to Industrial (I); and Substantial PUD Amendment to increase maximum Building Height

Those who addressed the commission:

Pam Hall, Lawson Hill Owners Association

Scott Strand, Applicant

Nate Smith, Attorney for Applicant

Andrew Schoff, Mountain School

Lee Taylor began by stating he is an owner in Lawson Hill and has no perceived conflicts with the issue.

Troy Hangen then presented the continued review of the substantial PUD Amendment and rezone of Lot HI in the Lawson Hill Planned Unit Development. The existing zoning is the Public (P) Zone District and the applicant wishes to rezone to Industrial (I). The amendment is to raise the maximum height of buildings, amend the parking requirements, and add/change uses allowed on the parcel.

At the December 9, 2021 meeting the San Miguel County Planning Commission moved to continue a public meeting. They are requesting clarification regarding the allowed uses on Lot HI-R, particularly public uses. They also asked for more information on the Town of Telluride's position on the application mainly pertaining to the 'Water Agreement' and the reasoning for the requested reduction in parking.

Troy clarified that the entirety of the 30,000 square feet of public usage would remain intact on Lot HI-R and an additional 10,000 square feet of Low-Intensity Industrial/Heavy Commercial Zone District would be added to Lot HI-R after being transferred from Lot G. The application does not seek any new, additional square footage of uses for the Lawson Hill PUD. It seeks only to transfer 10,000 square feet from Lot G to Lot HI-R. Thus, Lot G's 16,560 square feet would be reduced to 6,560 square feet and Lot HI-R total floor area would be increased from 30,000 to 40,000 square feet.

The more specific revisions to the proposed matrix include:

- 1) Re-inclusion of a regional medical center as an allowed public use on Lot HI-R.
- 2) Removal of dry cleaning and self-service laundries as an allowed use in the Low Intensity Industrial/Heavy Commercial Zone District portion of Lot HI-R
- 3) The inclusion of catering services as an allowed use in the Low Intensity Industrial/ Heavy Commercial Zone District portion of Lot HI-R.
- 4) Confirmation that underground parking located on Lot HI-R shall not be included as part of the maximum floor area on Lot HI-R.
- 5) The additional four dwelling units on Lot HI-R would be included in the 30,000 square feet allowed for public uses.

If housing is constructed, 2 parking spaces will be reserved for each residential unit built. The total parking requirements may be reduced subject to review of the final plan at permitting per LUC Section 5-702 G. In the event that underground parking is constructed on Lot HI-R, the area of such underground parking shall not count toward the maximum buildable square footage on the lot.

Also, an additional 12' of height may be added to the 35' maximum if the additional floor is used for affordable housing for persons working in the R-1 School District or otherwise complying with current Housing Authority Guidelines. If this amendment is approved, the final matrix language will be edited for consistency and clarity prior to final adoption by the Board of County Commissioners.

The Town of Telluride's position pertaining to the 'Water Agreement' from Ron Quarles is that because the overall mix and ratio of allowed uses are not modified by this application, in general, the effect on utility services provided by the Town should be minimal. The Town of Telluride also has concerns that there may be a reduction of public-serving uses due to the reduction of lot area for the proposed Lot HI-R along with the addition of the additional uses. The Town is supportive of affordable housing and questioned why it was being limited to four units, stating, "The Town supports the addition of affordable housing, however without limiting the number or

size, consistent with how other allowed uses are designated for Lot HI-R. If there is a rationale for the limit, that should be clarified in the application.”

Finally, the reasoning for the requested reduction in parking was discussed. The applicant is asking for the required parking to be reduced so the number of spaces per square foot of development is similar to that required for other lots.

The applicant seeks a parking requirement of one parking space per 535 square feet of development, which would result in approximately 75 parking spaces. This parking requirement is more consistent with other nonresidential lots. It also accounts for the less parking-intensive uses associated with Low Intensity Industrial/Heavy Commercial. However, the public uses, depending on how the property is ultimately developed, may have a higher parking demand; this most likely is the rationale for the parking requirement in the current matrix. Mixed use development often has a lower parking demand due to varying times of use or customers frequenting multiple businesses in a single visit.

Troy presented a parking comparison for neighboring Industrial Zoned parcels. Lee Taylor asked specifically who owns the comparable lots in the comparison. The Land Use Code guidelines and standards in Section 5-702 state, "If for any reason any person feels that the requirements of these parking regulations are excessive or inadequate, he/she may seek to increase or decrease the parking standards pursuant to PUD procedure, based upon the criteria set for in Section 5-1404C.

The commission asked about the prior concerns of Lawson Hill residents and if this revamp has addressed those concerns. It was added that there are concerns of the public element being lost with the rezoning.

MJ Schillaci talked about affordable housing and was wondering if the 4 units could be a minimum, and what would that mean if they did. Kaye replied that the commission could request that and it would come out of the 30,000 square feet of public use.

The applicant, Nate Smith, attorney for the Lawson Hill Property Owners Company spoke of the changes they have made to the proposal.

1. Revisions to matrix since the December meeting: the applicants have considered all comments and concerns raised at the December meeting and have adjusted the matrix accordingly. These revisions confirm and clarify all public square footage allowed for uses for Lot HI will remain intact for Lot HI-R. They have re-included the medical center, as that was a concern from the Town of Telluride and some owners in Lawson Hill. Related to the 10,000 SF of industrial use, they removed the dry-cleaning use as some were opposed to having chemicals near the river.

2. Updates on TOT position concerning the water agreement: Lawson Hill met with Ron Quarles and discussed in detail the proposed changes. As a result, he withdrew his concerns.

3. Request for reduction of parking requirement: The intent is to have a less stringent use, a quarter of that use would be for light industrial, which requires less parking. They are also considering the Park and Ride lot as an opportunity to reduce parking on this lot.

Pam Hall added the comments of concern regarding the public use of the lots.

Lee Taylor asked if Lawson Hill Homeowners Association will be the developer. Pam Hall replied that Lawson Hill has no intention of selling the property at this time.

Toby asked why is the applicant was asking for these changes.

Scott Strand, Mountain School, replied this was to clean up the Mountain School's property lines. This was so they could use the area for parking. The Lot HI also includes a bus stop for access to public transportation.

Kaye Simonson added that the Park and Ride lot is not meant to be an overflow for other businesses and uses in the area and that use by other businesses is not permitted per the terms of the covenants on that lot. Businesses need to provide for their necessary parking.

There was further discussion by the commission regarding parking in Lawson Hill.

11:34 a.m. Open to Public Comment

11:36 a.m. Closed Public Comment

Lee Taylor asked about having a 4 story structure directly in the view plane of the river. He has some hesitation about the height. It will be 47 feet high to provide that affordable housing.

MOTION by Tobin Brown to move to recommend to the BOCC approval of the Substantial PUD Amendment for Lot HI and Rezone of Lot HI and a portion of Lot G, based on the findings that the uses as proposed are consistent with Land Use Code 5-15 Final Plat and Planned Unit Development (PUD) Amendments; and Land Use Code 5-18 Land Use Code Amendments and Rezoning; and the County Master Plan, with the following conditions:

1. All written representations of the applicant in the original submittal and all supplements, letters, and emails are deemed to be conditions of approval, except to the extent modified by this Motion.

SECONDED by MJ Schillaci. **VOTE PASSED 4-0.**

Lee Taylor	<u>Aye</u>	Nay	Abstain	Absent
Ian Bald	<u>Aye</u>	Nay	Abstain	Absent
M.J. Schillaci	<u>Aye</u>	Nay	Abstain	Absent
Josselin Lifton-Zoline	Aye	Nay	Abstain	<u>Absent</u>
Matthew Bayma	Aye	Nay	Abstain	<u>Absent</u>
Tobin Brown	<u>Aye</u>	Nay	Abstain	Absent

WORKSESSION:

Discussion of Affordable Housing, Affordable Housing Fee Methodology.

John Huebner, Senior Planner, presented a report concerning the county implementation of the Market Affordability Gap Fee report methodology to calculate residential impact fees for

affordable housing. This method for calculating fees is sound and can be readily updated annually. The methodology will allow this to be updated without a land-use code amendment.

The methodology can be calculated in three steps. The first is calculating the amount that households in certain income categories can afford to pay for housing. The second step is to determine the market price for housing using available using previous homes sales data. Third is to compare market prices to the affordable amount calculated to determine the gap. The gap can be expressed in per unit, per employee, or per square foot amounts. To determine the affordable price we look at income, the percentage of income spent on a housing payment, property taxes, insurance, and HOA fees, mortgage interest rate, down payment, and term. For the market price we need sales data, location, and type of improvements. The study also considers the time period to look at sales, from a one-year or three-year period. A comparable unit size that is appropriate for comparison must be determined. The final step is comparing the market price to what is affordable for typical employees in the R-1 school district and then converting that into a numeric constant that can be applied at the building permit phase when the fee is assessed.

The market sales study includes sales from within the Telluride Region, as identified in our Master Plan documents and matches what the Town of Telluride defines as the Telluride Region. It does include Mountain Village and the Town of Telluride as those areas are the source of the majority of the employees generated within the county. The sales that are utilized are free-market sales and do not include fractional sales or deed-restricted sales. In the study, they did not include single-family residences but relied on duplexes and multi-family units to eliminate the variation in land prices and to look at improvements more aligned with what an employee would buy size and location wise.

By using three years of rolling data helps minimize price fluctuations and rapid changes in the fee that is charged are minimized. Staff recommends using the average price per square foot to illustrate the market trend.

Once a per square foot value is determined, the impact fee per square foot and the total # of employees generated is calculated per square foot of a proposed residential development. The minimum area for a deed-restricted unit, per HUD guidelines, is 350 square feet minimum.

John went over the illustrated table of square feet/ per employee generated and the resulting affordable housing impact fee, which can be used to develop affordable housing.

The fees had not been updated since 2005. This method more accurately reflects this region and what a family could afford to pay for housing.

There is currently an exemption for improvements 1800 SF and below, based on the assumption that homes that size are occupied by local residents. For larger improvements over 10,000 SF, it is proposed that the homeowner would be required to build an affordable housing unit rather than just collect fees. It was asked if the unit could be built somewhere else. That does apply for commercial but is not allowable for residential at this time. The question is if that is allowable and where those units would be built. The commission discussed making this possible for homeowners. If we are flexible we still get the affordable housing unit for the inventory. Could

owners have options to propose alternative locations subject to approval by the overseeing body (BOCC) for an offsite location?

The implementation and LUC Changes, if accepted by the BOCC and CPC include:

1. Accessory Dwelling Units: The residential development fee structure presented includes a requirement to construct an ADU.
2. Deed Restrictions: Adopt deed restrictions that include minimum occupancy requirements applicable to all employee housing units.
3. Commercial Development: Potentially amend employee housing requirements for non-residential development to allow for the collection of fees up to a certain square foot threshold.
4. Updating the Affordable Housing Fee Schedule: Components in Appendix E that need to be updated annually.

A draft of this proposal will be presented to the Board of County Commissioners at their March 9, 2022 work session.

12:55 p.m. Adjourned.

Respectfully Submitted,

Nancy Hrupcin, Legal Assistant, County Attorney

Approved on _____, 2022.

SAN MIGUEL COUNTY PLANNING COMMISSION

M.J. Schillaci, Secretary

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MEMORANDUM

TO: San Miguel County Planning Commission
FROM: Troy Hangen, Senior Planner
RE: Standard Minerals, Inc. c/o Thor Mining LLC – West End (WE) Zone District, Conditional Uses on Federal Lands, Mining Special Use Permit
DATE: February 10, 2022
[“Z:\Applications\2021_Wedding Bells Mining SUP\1 Staff Memo(s) and Resolution(s)\CPC Project Report - Thor Mining Uranium Exploration 2.10.22.docx”]

Proposal

Helen Thomas, Geosyntec, submitted an application on behalf of Thor Mining PLC that proposes Mineral Exploration on mining claims just north of Big Gypsum Valley on Bureau of Land Management (BLM) public lands off County Road 14Z and County Road U29. The drilling program includes nine (9) drill pads, each measuring about 50 feet by 50 feet, for the purpose of exploring for Uranium. The project involves using existing BLM roads and county roads with limited development of temporary access drives. Primary access to the project is off State Highway 141 via County Road U29 W in the West End of San Miguel County. Additional drill pads will be proposed in Montrose County, but accessed from San Miguel County.

Project Design

The project is designed to minimize new surface impacts within the mining claims. Existing BLM roads, County roads and established access routes (two track) are utilized wherever practical. The location of drill pads favors areas that are level or were previously disturbed and cleared. This site planning lessens the dirt work required to prepare access routes and drill pads, simplifies reclamation of new access routes, and minimizes the overall impacts of this project.

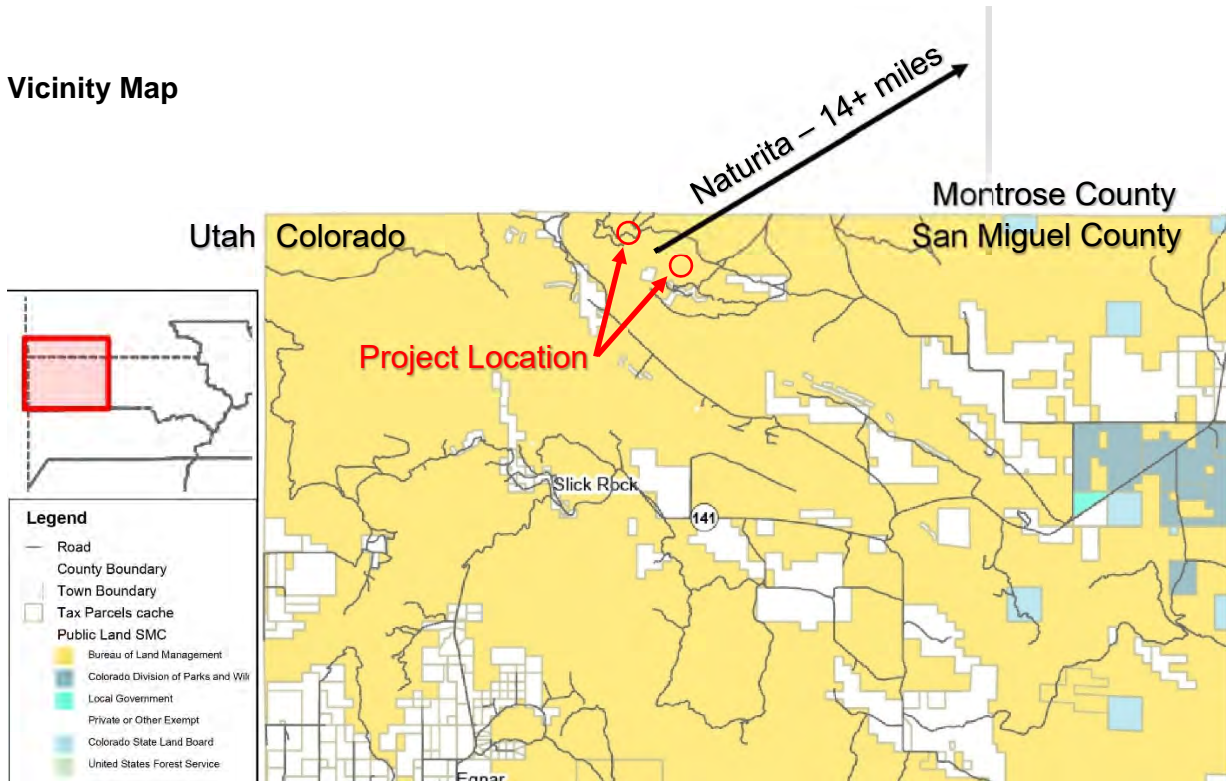
Infrastructure Component	Number / Linear Feet	Comments
Drill Pads	9	50x50ft
Access Route	2000	12 ft nominal width

The existing access routes have been assessed to determine the level of improvement required to safely provide access to the project site for project personnel, vehicles and equipment. Segments of existing BLM roads and routes will require maintenance prior to mobilizing drill equipment. Repairs will generally include:

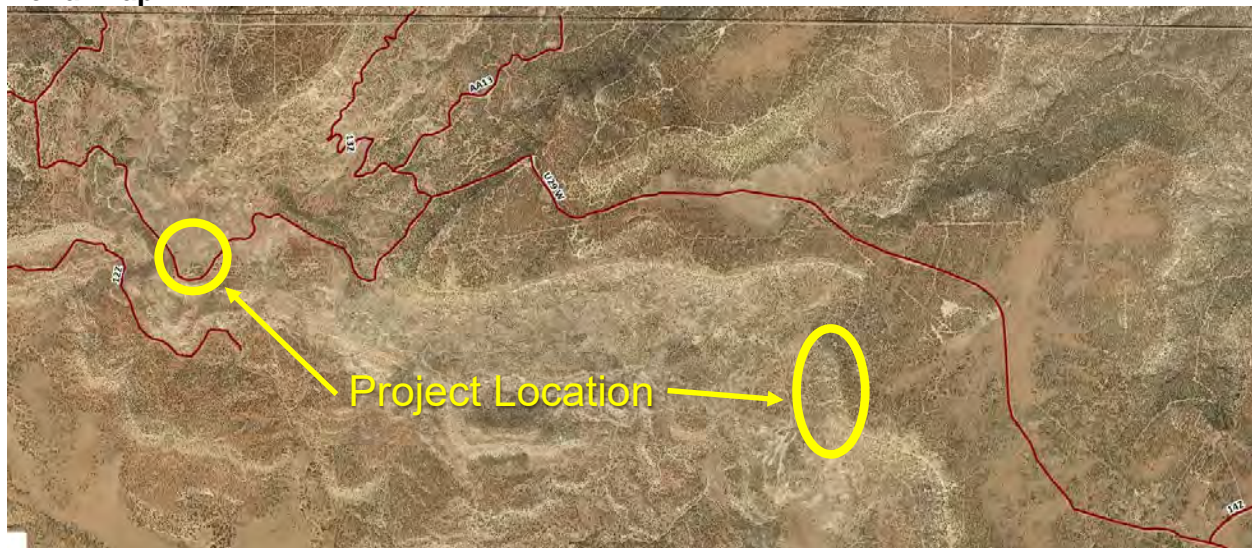
- Clearing debris and rocks from road surfaces
- Filling potholes, ruts and washouts with gravel
- Grading and leveling

Drill pads will have sump pits, approximately 10 feet by 12 feet and 6 feet deep, to retain drill cuttings and drilling mud and to allow for infiltration of water back into the ground during drilling operations.

Vicinity Map

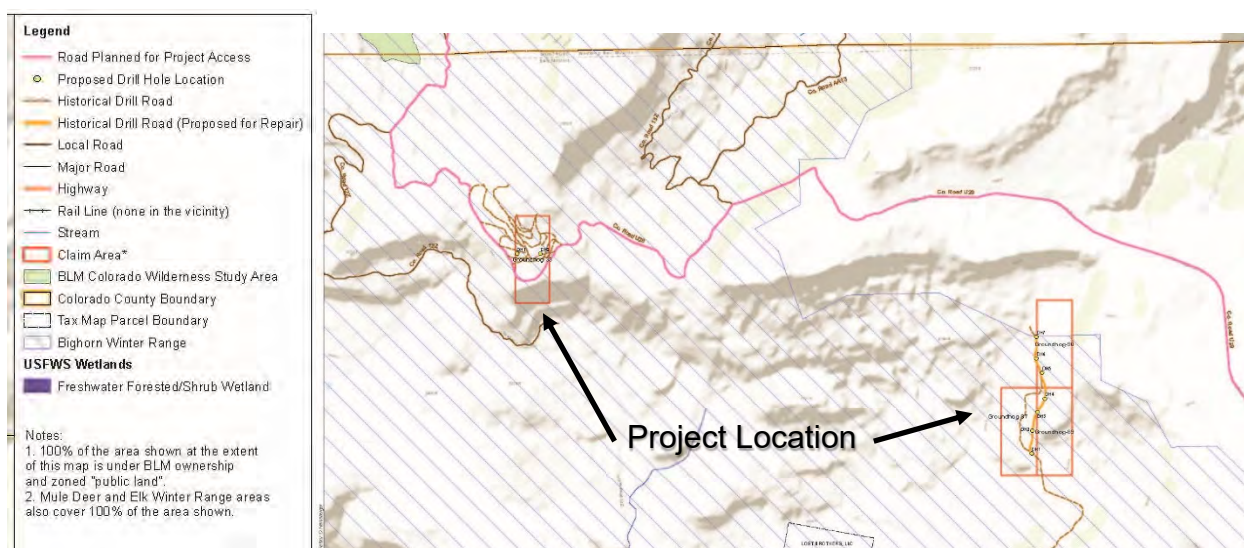


Aerial Map



The proposed locations of drill pads and temporary access routes proposed in this application are preliminary. Final placement is dependent on input received from federal and local governments during the permit application processing.

Site Map with project infrastructure layout



Project Operations

The access route to get to the drill sites are mainly unimproved dirt roads. Minimal road improvements are needed. Drill pad preparation (brush clearing) plus digging a 10X12X6 foot deep sump on each 50 X 50 foot pad is planned. Each sump will be fenced with temporary fencing until reclamation is completed.

The drill rig, service/water truck, and two (2) pick-ups will be used to conduct the exploratory drilling. One truck will be used for the drillers and one truck will be used for the Geologist. The applicant is proposing to work 10 hours a day Monday thru Friday. Water is proposed to be hauled from the water dock in the Town of Naturita or from another local source. Approximately three to five (3-5) persons will work on site per shift.

The applicant proposes to drill nine (9) reverse circulation holes on nine (9) claims in San Miguel County. Each hole will be of a cylindrical shape (6") in width. Chip samples will be collected and removed from the site for research. The bore holes will be drilled to depths of 80 to 300 feet. This project is not anticipated to negatively impact the access, safety, usability or enjoyment of these public lands by residents and visitors.

Reclamation

Upon completion of the drilling, the plastic fencing around the sump will be removed and the sump will be filled and the site smoothed out with a blade. The drill hole will be plugged in accordance with closure standards specified in Colorado state regulations. If groundwater is encountered, the hole will be plugged according to Colorado state regulations. In addition, the drill hole will be plugged prior to the drill rig moving away from the drill site. If required for each hole, cement grout will be pumped from the bottom to the top of the hole.

The total estimated ground disturbance for this project is approximately 1.78 acres. Reclamation of drill pads and holes will occur concurrently following the completion of drilling at individual pads. Drill pads will be regraded and revegetated with a BLM approved native seed mixture. All reclamation will conform to the specific guidance, protocols, and all permit requirements by the BLM, and Colorado DRMS.

A weed control plan is required and will include the washing of vehicles prior to entering and leaving sites. Reclamation bonds will be held by BLM and DRMS.

Required Permits

The following permits are required to be obtained prior to Standard Minerals, Inc. commencing the proposed exploratory boring program:

1. U.S. Bureau of Land Management (BLM) Notice of Intent (for operations on BLM land)
2. Colorado Department of Reclamation, Mining and Safety (CDRMS) Notice of Intent (NOI) (for operations on BLM land)
3. CDRMS Notice of Intent to Conduct Prospecting Operations on State land
4. San Miguel County Special Use Permit
5. State of Colorado construction storm water management permit

The BLM will examine the project area for things such as archeological remains, existing disturbances, and endangered wildlife. All prospecting operations must comply with the Colorado Mined Land Reclamation Act and all applicable CDRMS rules and regulations.

The County Planning Department and County Road and Bridge Director visited the site with the applicant November 16, 2021 to view the existing conditions of the access to get to the site and the site itself. A slide show presentation is planned that will serve as a virtual site visit for the Planning Commission, using maps, aerial photos, drawings and site photos provided by the applicant.

Per Land Use Code (LUC) Section 5-320 F. XVII "Conditional uses on federal lands (BLM) – mineral exploration, mining and logging, subject to applicable state and federal statutes and regulation", and LUC Section 5-320 F. XVI "...new commercial resource development and extraction operations and facilities", require Two-Step Special Use Permit Planning Commission and Board of County Commissioners review.

Review Standards and Policies

(Staff comments in italics)

The application shall be reviewed pursuant to applicable policies in LUC Sections 2-1 to 2-35, Land Use Policies, and pursuant to applicable standards in LUC Section 5-4, Areas and Activities of Local and State interest/"1041" Environmental Hazard Review, LUC Section 5-10, Special Uses; LUC Section 5-11, Conditional Uses on Federal Lands; LUC Section 5-16, Mining; and LUC Section 5-320 West End (WE). Areas of key concern include use of and impacts on County roads; development of access roads, mitigation of impacts to wildlife and natural resources during drilling; and site reclamation.

SECTION 2-8: NATURAL AND MAN-MADE HAZARD AND RESOURCE AREAS

It is the policy of San Miguel County to prevent any use and development of land that may:

- 2-801 Unreasonably subject any person, or use, to natural or man-made hazards;
- 2-802 Unreasonably create or contribute to the danger of natural or man-made hazards that might affect lands or the use and development thereof;
- 2-803 Unreasonably subject other persons including the County to the risks and expenses necessary to mitigate hazardous conditions, respond to emergencies created by such conditions, or to rehabilitate any lands or improvements thereof;
- 2-804 Be unduly destructive to the natural resources of the County; or
- 2-805 Constitute a public or private nuisance.

SECTION 2-11: EROSION

It is the policy of the County to prevent the acceleration of the erosion of soil and rock and whenever possible maintain vegetative cover to minimize soil disturbance.

Best management practices (BMPs) will be used for the duration of the project. Temporary plastic fencing will be used around each drill location. Straw wattles or other best practices should be used to control stormwater and runoff. At the end of the project all disturbed areas will be reseeded per the revegetation plan.

SECTION 2-34: REVEGETATION WITH NATIVE SPECIES

It is the policy of the County to prevent weed infestation and to ensure that all surface disturbances, especially of topsoil, are revegetated with native species.

A plan and specification for weed management – clean equipment, etc. - is designed to meet BLM and CDRMS guidelines. The plan uses native species in a BLM approved seed mix. Prior to commencement of drilling, the contractor should meet with the County Vegetation Control Manager for education and orientation regarding identification of noxious weeds and methods to prevent their spread.

SECTION 2-35: MINING AND MINERAL PROCESSING OPERATIONS

It is the policy of the County to permit commencement or expansion of Mining and Mineral Processing operations only in appropriate areas identified pursuant to the County Comprehensive Development Plan, with review, as appropriate, under Land Use Code Section 5-4 and CRS 24-65.1-101 *et. seq.*, "Areas and Activities of State Interest," subject to adequate mitigation of environmental, noise, traffic, and other impacts of such activities.

The proposed project location is within the West End Zone District of San Miguel County. The purpose of the proposed project is for mineral exploration, which is consistent with the West End Zone District's purpose to preserve large, relatively remote areas of western San Miguel County for resource, agricultural, open space, and recreational purposes, while protecting private property rights. The work will be consistent with the County Land Use Policies in Article 2 as detailed within this report. The potential environmental, noise, traffic, and other impacts are mitigated.

SECTION 5-407: WILDLIFE HABITAT AREAS

This section establishes land use standards for wildlife habitat areas in addition to the general standards in Section 5-402. The standards apply to areas mapped by the Colorado Parks and Wildlife (CPW) on the County's adopted Wildlife Resource Information System (C.R.S.1041 Wildlife maps) and to areas known to be wildlife habitat areas by the Colorado Parks and Wildlife, and areas mapped by the Colorado Natural Heritage Program. Agricultural and Ranching activities are exempt from this Section.

5-407 A. General Standards. The standards in this section apply to all wildlife habitat areas.

- I. Residential development shall be clustered to avoid impacting wildlife and their habitat.
- II. Removal of vegetation shall be minimized. Vegetation removed shall be promptly replaced with beneficial native browse species.
- III. Wildlife food, cover and water shall be preserved and development effects that would destroy these shall be mitigated. Special consideration shall be given to trees and shrubs with high wildlife food value, especially heavy seed, berry and fruit producing species.
- IV. The planting of wildlife food species and woody cover along fences shall be encouraged as one way of improving wildlife habitat.
- V. Waterholes, springs, seepage, marshes, pond and watering areas shall be preserved.
- VI. Known endangered species habitats shall be preserved and all disturbances to those habitats shall be minimized.
- VII. Every golden eagle nest site, bald eagle roost site, and all other raptor nest sites shall be protected from the adverse impacts of development within a ½ mile buffer.
- VIII. Mesh or woven fences shall be prohibited and are encouraged to be removed.
- IX. Fences located within CPW designated mapped wildlife habitat areas are discouraged. Fences in such wildlife habitat areas shall be limited to "wildlife friendly fences" that are in compliance with applicable CPW fencing standards. Wildlife friendly fences are very visible and allow wildlife to jump over or slip under the wires or rails.

5-407 B. Deer, Elk and Bighorn Sheep Winter Concentration Area/Severe Winter Range

Land uses in deer, elk or bighorn sheep winter concentration areas/severe winter range shall comply with the standards in Section 5-407 A. and the standards in this Section.

- I. Overgrazing of ranges by livestock shall be prohibited.
- II. Development shall be restricted to areas in which wildlife impacts can be minimized.

- III. Access for the Colorado Parks and Wildlife for managing wildlife shall be maintained.

5-407 C. Deer, Elk and Bighorn Sheep Winter Range.

Land uses located in deer, elk or bighorn sheep winter range shall comply with Sections 5-407 A. and 5-407 B.I.-III. and the standard in this section.

Commercial activity and recreational uses requiring County review shall be prohibited from December 1 through April 15, unless an applicant can demonstrate written approval from the Colorado Parks and Wildlife of a site-specific wildlife protection plan. Such plan shall include CPW monitoring provisions and set forth on-site protection, including but not limited to habitat enhancement and habitat protection, including but not limited to control of fencing, noise, lighting and siting of structures, and establishment of routes and means of transportation and hours/days of operation. Permits must be renewed annually. The dates in this section may be modified and permits may be suspended at any time upon CPW recommendation on a case-by-case basis as necessary to protect the health of the herd.

The project area is located within mapped Bighorn Winter Range. The proposed project schedule will occur outside of the prohibited time period.

SECTION 5-1002: Standards for All Special Uses and Other Uses Requiring One-step and Two-step Review

All Uses requiring One-step and Two-step Review shall comply with the standards in this section.

5-1002 A. Consistency with Master Plan, Land Use Polices, Zone District and Neighborhood

The Use shall be:

- I. Consistent with the County Master Plan;
- II. Consistent with County Land Use Policies in Article 2;
- III. Consistent with the purpose of the Zone District in which it is proposed to be located;
- IV. Consistent with and Compatible with the Character of the Neighborhood of the Parcel proposed for Development and surrounding land Uses, and may enhance the mixture of complimentary Uses and activities in the Neighborhood of the Parcel proposed for Development;
- V. Necessary for public convenience at the proposed location; and
- VI. Designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

The proposed project location is within the West End Zone District and the land use is consistent with the purpose of the Zone District. The drilling program will be consistent with the County Land Use Policies in Article 2 as detailed within this report. No activities proposed for this exploratory boring program are anticipated to affect the access, functionality, safety or condition for any public land users. The impacted area will be reclaimed in a manner that protects public lands.

5-1002 B. Impacts on Surrounding Area

Compatibility with the Character of Parcels adjacent to the Parcel shall be expressed in terms of appearance, scale and features, Site design, landscaping, weed seed dispersal, as well as, the control and Minimization of adverse Impacts including Noise, vibration, dust, dirt, smoke, fumes, gas, odor, explosion, glare, Impacts on pedestrian and traffic congestion, parking, trash, service delivery, or other undesirable or hazardous conditions.

The proposed project is compatible with the character of parcels adjacent to the parcel in terms of appearance, scale and features.

5-1002 C. Public Facilities

Adequate public facilities and services shall exist or shall be provided to serve any reviewable Use including, but not limited to, roads, potable water, sewer, solid waste, parks, police, fire protection, emergency medical, hospital and medical, drainage system and schools.

Access roads will be kept clear for access to surrounding public lands. Sanitation will be kept on site via a San-O-Let. The proposed access routes to the 9 drill pads will be reclaimed after project use where required. No staging or parking of vehicles should occur within rights-of-way in order to ensure access is maintained, except as approved by County Road and Bridge or the BLM.

5-1002 D. Bond Requirement

A bond may be required, as a condition of any reviewable Use permit as deemed necessary by the Board of Commissioners or the Planning Commission, sufficient to cover the cost of Site remediation and/or satisfaction of the other conditions and requirements.

A reclamation bond will be required as designated by the CDRMS to cover the cost of reclamation conditions and weed control.

5-1002 E. The following must be addressed as part of any application:

- I. A Site plan including:
 - a. Ownership, Use and zoning of all adjacent Parcels;
 - b. Driveways, streets and right-of-way, Access ways, including points of ingress, egress, parking plan;
 - c. Easements;
 - d. Location and dimensions of Structures and Signs;
 - e. Typical elevations/Heights of such Buildings;
 - f. Landscaping;
 - g. Topography;
 - h. Specific areas proposed for specific types of land Use/the identification of specific land Uses; and
 - i. Information regarding the function and characteristics of any Building or Use proposed, including: days and hours of operation, number of employees, number of students, number of rooms for rent, etc., as applicable;
- II. Lighting plan;

- III. Signs – all Signs must meet Section 5-704 standards;
- IV. Water/sewer plan – must meet state standards and may include verification of a commercial well permit;
- V. Drainage plan;
- VI. Grading plan;
- VII. Dust control plan;
- VIII. Detailed engineered plans and specifications by a registered Colorado Professional Engineer as requested by staff or Referral Agents;
- IX. Weed control plan that must include use of weed free hay or straw;
- X. Fencing Plan; and
- XI. Additional permits as necessary from other agencies.

The application includes a map of layout and ownership. No lighting plan, fencing plan, water/sewer plans, or building plans are applicable to this project.

Additional permits from other agencies that are required for the use have been identified and listed within this report.

5-1002 F Review of Approved Special Uses

SECTION 5-11: CONDITIONAL USES ON FEDERAL LANDS

5-1101 General. This section of the Code establishes standards for review of conditional uses on Federal lands. Refer to Section 3-6 for two-step review procedures and Section 4-7 for submission contents. This Section does not apply to Minor Facility Oil and Gas Exploration and Development on Federal Lands.

The Applicant acknowledges that the proposed use is entirely located on Federal lands.

5-1102 Standards

5-1102 A. The location, size, design and operating characteristics of the proposed conditional use minimizes adverse effects, including visual impacts, impacts on pedestrian and vehicular circulation, parking, trash, service delivery, noise, vibrations and odor on surrounding properties;

5-1102 B. The conditional use is designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

The use is designed, located and proposed to be operated to protect public health safety and welfare.

SECTION 5-16: MINING

The standards in this Section are intended to mitigate the impacts of mining and mineral processing, including protecting the health, safety and welfare of persons residing in the vicinity and of persons traveling on roads, streets and highways in San Miguel County utilized for hauling of mined material. This Section also contains provisions to ensure that the environmental impacts of mining and mineral processing are adequately mitigated. Mining and mineral processing operations are also subject to the special use permit provisions of Section 5-10.

5-1601 Applicability

The standards and requirements in this Section 5-16 shall apply to all mining and mineral processing operations required to obtain special use permit approval from the County, including any expansion of existing mining and/or mineral processing operations. Mining and mineral processing operations also are subject to applicable review requirements for Activities of Local and State Interest, as set forth in Section 5-4, and for Wetland Areas, as set forth in Section 5-22.

The applicant acknowledges that the exploratory drilling proposed at the Groundhog Mine and Section 23 is subject to these standards.

5-1602 Mitigation of Impacts

All on-site and off-site impacts shall be adequately mitigated to protect the health, safety and welfare of persons in San Miguel County and to protect the integrity and appearance of the natural environment. Consideration shall be given to site-specific environmental assessments and mitigation plans approved by the appropriate Federal agencies and/or the Colorado Division of Minerals and Geology and/or the Colorado Department of Health. However, compliance with such plans, as well as additional mitigation, may be required by the County as part of the special use permit review process. Such mitigation may include, but is not limited to, revegetation, dust control, noise control, visual screening, limitations on hours of operations, truck haul routes and traffic volumes.

The proposed drilling project layout and design has been developed to minimize new surface impact within the project area. The use of existing routes and areas previously disturbed serve to minimize the volume of dirt work and overall project impact, and will simplify project reclamation. No new permanent road construction is proposed. Temporary access routes will be reclaimed.

5-1603 Enforcement of State and Federal Regulations

In the event that the County discovers that applicable state and/or federal regulations pertaining to a specific mining activity in San Miguel County have not been adequately enforced by the appropriate agency or organization, the Board of County Commissioners may require the mining activity to comply with any and all terms of such regulations. If such regulations are not complied with, the Board of County Commissioners may order such mining activity to cease and desist.

The project will conform to all Colorado Division of Mining, Reclamation, and Safety (DRMS) standards and to all BLM requirements.

5-1604 Traffic Impacts and Highway Access

Mining (including sand and gravel operations) and mineral processing shall be limited to the greatest extent possible to areas where the surrounding road, street and/or highway network can accommodate heavy truck traffic. In no event shall a proposed operation be permitted where the carrying capacity of the surrounding road, street and/or highway network is exceeded by existing traffic volumes, or would be exceeded by projected or proposed traffic volumes.

Project vehicles are sized to minimize impacts. No foreseen road damage is expected. Upon completion of work, the applicant will repair any damage and return the roads to the conditions specified by the County or BLM in their respective permits. No new permanent structures that require future maintenance (e.g. culverts) will be installed.

5-1605 Additional Notice Requirements

In addition to the notice requirements set forth in Section 3-9, applicants for approval of mining and mineral processing operations shall also be required to provide written notice of a pending application by mailing such notice first class, postage prepaid, no less than 20 days prior to the scheduled meeting date to all owners of property within 1,500 feet of the subject property, and to all municipalities within 3 miles of the subject property.

In addition to the notice requirement set forth in Section 3-9 of the Code, written notice of a pending application by mailing such notice first class, postage prepaid, no less than 20 days prior to the scheduled meeting date was made to all owners of property within 1,500 feet of the subject property, and to all municipalities within 3 miles of the subject property.

SECTION 5-320 West End (WE) Zone District

5-320 A. Purpose

The West End (WE) Zone District is intended to preserve large, relatively remote areas of western San Miguel County for resource, agricultural, open space, and recreational purposes, while protecting private property rights. These areas currently have minimum public facilities and services and are considered premature for substantial development. Development activities in these areas shall be encouraged to preserve historical, archeological and natural resources and landmarks, while allowing individuals the right to farm and ranch, using the necessary resources desired and needed with as little intrusion as possible on property rights.

Development Permits are not required in the WE Zone District except for Oil and Gas Exploration and Development.

5-320 K. Review Standards for all WE Zone District Special Uses

All special uses shall:

- I. Be consistent with the County Master Plan, the County Land Use Policies in Article 2 and the purpose of the WE Zone District;
- II. Be consistent with and compatible with the character of the immediate vicinity of the parcel proposed for development and surrounding land uses, and/or shall enhance the mixture of complimentary uses and activities in the immediate vicinity of the parcel proposed for development;
- III. Be designed, located and operated so that the public health, safety and welfare will be protected;
- IV. Be located, designed and operated to minimize adverse effects, including impacts on scenic quality, pedestrian and vehicular circulation, parking, trash, service delivery, noise, vibration and odor on surrounding properties;
- V. Provide adequate public facilities and services to serve the special use, including but not limited to roads, adequate water supply in terms of both quality and quantity,

- sewer, solid waste and fire protection;
- VI. Not substantially adversely affect agriculture or ranching operations and residences;
 - VII. Only include roads, utilities and associated structures that bear logical relationships to existing topography and minimize cuts and fills; and
 - VIII. Be consistent with the historic rural and agricultural character of the West End. Input from neighbors shall be considered by the County in determining consistency.

The proposed project location is within the West End Zone District and the land use is consistent with the purpose of the Zone District. No activities proposed for this exploratory boring program are anticipated to affect the access, functionality, safety or condition for any public land users.

Public Noticing

In addition to the notice requirements set forth in Section 3-9, the applicant provided notice of the proposed application and the Planning Commission meeting date to all property owners within 1,500 feet of the subject parcel per Section 5-1605. The applicant also posted a sign on at the intersection of SH 141 and CR U29 W that provided notice concerning this SUP application and information on the time and date of the Planning Commission meeting to be held on-line Thursday, February 10, 2022. The meeting agenda was published in the Telluride Daily Planet and Norwood Post on February 7 and 9, 2022.

Referral Agents

The application was referred to the County Administrator, County Attorney, County Road and Bridge, County Natural Resources and Special Projects, County Parks and Open Space, County Vegetation Control, County Sheriff, Colorado Department of Public Health & Environment, Egnar-Slickrock Fire Protection District, Colorado Department of Transportation, Colorado Division of Reclamation, Mining and Safety, US Bureau of Land Management, Montrose County, and Colorado State Parks & Wildlife for review and comment. It was also provided to INFORM and Sheep Mountain Alliance as parties who have indicated an interest in the project.

Referral Agency Comments

Ryan Righetti, San Miguel County Road and Bridge Director, states there will not be a requirement of any additional permits from Road and Bridge as all usage is expected to be under County thresholds (i.e. weight and vehicle sizes) and there are no modifications or improvements proposed for County roads.

Tony Bonacquista, Nucla District Wildlife Manager, Colorado Parks and Wildlife (CPW), is supportive of the dates proposed from May 15-December 1 for mining exploration. CPW would suggest minimal new roads and requests the ability to review the proposed seed mix for revegetation.

Julie Kolb, San Miguel County Vegetation Control Manager, recommends the operator wash the equipment before and after leaving the site. Seed mix should come from the BLM. Herbicide controls should be in place for noxious weeds. Contact San Miguel County Weed Management before and after the project so weed control can take place. Prior to the project commencing, the operator should also contact County Weed Management for education and orientation regarding identification and avoidance of noxious weeds.

Public Comments

Mason Osgood, Executive Director for Sheep Mountain Alliance, AND Jennifer Thurston, Executive Director for Information Network for Responsible Mining, presented a joint letter stating their beliefs that the area will experience negative impacts from mining in relation to public recreation. Mason and Jennifer also believe there is some historical artifacts connected to the pioneering settlers and Indigenous Peoples and that the Historic Preservation Office should be consulted under the National Historic Preservation Act. Drainage, access, reclamation, and revegetation should thoroughly be addressed. A denial for the SUP is recommended.

Sample Motion:

I move to recommend to the Board of County Commissioners approval of a Special Use Permit (SUP) for Standard Minerals Inc. c/o Thor Mining PLC for the proposed Mining Exploration on mining claims at Groundhog Mine and Section 23 on Bureau of Land Management (BLM) public lands off County Road U29 W in San Miguel County, Colorado, based on the finding that the application is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, subject to the following specific terms and conditions:

1. The Special Use Permit is issued to the Applicant, Standard Minerals Inc. c/o Thor Mining PLC, and does not run with the Land.
2. No future mining activity at the project site by Standard Minerals Inc., its lessees, or the property owners or its lessees is authorized by this approval.
3. Contact the Planning Department, Road and Bridge Department, County Vegetation Management, and County Sheriff's Office prior to mobilization of and the start of drilling activities.
4. Provide a list of onsite contacts for Standard Minerals, Inc. and the drilling project contractor.
5. Provide for review of the construction schedule by the Colorado Parks and Wildlife for any of seasonal timing limitations that may be necessary for the protection of wildlife. Findings shall be reported to County Planning at least two (2) weeks prior to mobilization.
6. The revegetation and weed control along the county road right-of-way (ROW) shall be reviewed by the County Vegetation Manager to assure reclamation of these areas.
7. The County Vegetation Manager shall be afforded the opportunity to provide education and orientation regarding identification of noxious weeds and methods of limiting spread to the operator prior to commencement of work.
8. This Special Use Permit conditional approval is subject to the Bureau of Land Management (BLM) and Colorado Division of Reclamation and Mining and Safety (CDRMS) approving this drilling program and issuing the required permits. Provide copies of these permits to County Planning.
9. The project drilling program and reclamation plan shall be consistent with and comply with the applicable provisions as approved by the County, unless specifically modified in the BLM and CDRMS approval action.
10. Comply with all terms and conditions of the Colorado Department of Public Health and Environment Stormwater Discharge Permit. Provide a copy of the permit to County Planning.
11. Provide monthly progress reports to County Planning.
12. The permit shall be valid for one (1) year, with review of the BLM and DRMS permits by

- staff prior to commencement, and with annual reviews by the CPC and BOCC if needed.
13. Exploration activities shall be limited to May 15 to December 1 of 2022.
 14. The clearing of pinion-juniper and sagebrush shall be minimized to the greatest extent practical.
 15. Provide a grading and drainage plan that includes a higher quality of sediment fencing and control.
 16. The County shall be informed of any cultural resources discovered in the course of work. Pads and road disturbance should avoid any areas with cultural resources. All appropriate mitigation measures shall be taken to protect cultural resources.
 17. The revegetation plan shall include soil restoration and best practices to maximize available water. The CPW (when provided) recommendation shall be followed.
 18. Provide documentation regarding the water source(s) for the project.
 19. Identify any hazardous materials that will be used in the process, and describe how those materials will be stored and transported.
 20. All written representations of the applicant, in the original submittal and all supplements, are deemed to be conditions of approval except to the extent modified by this approval.



8 December 2021

Transmitted via email to: kayes@sanmiguelcountyco.gov

Copies to: Troy Hangen, Nicole Galloway Warland, Jeff Kurtz, Helen Thomas

Kaye Simonson
Planning Director, San Miguel County Planning Department
333 W Colorado Ave, 3rd Flr
Telluride, CO 81435

Subject: West End (WE) Zone District, Conditional Use on Federal Lands, Mining Special Use Permit Application for the Wedding Bell/Radium Hill Project

Submitted by: Thor Mining, PLC c/o Standard Minerals, Inc

Dear Ms. Simonson,

Enclosed is our application for a Mining Special Use Permit under San Miguel County Land Use Code Section 4-207 and Section 5-320 F. XVII for proposed Mining Exploration for the Wedding Bell Project in the "Groundhog Area" and for the "Section 23 Area" located on Bureau of Land Management (BLM) land. Payment of \$1000 has been sent via FedEx from Geosyntec Consultants in the form of a written check. The following attachments are included as part of this permit application:

- A. Land Use Application Form
- B. Pre-Application Conference Summary Sheet
- C. Submission Requirements with Responses
- D. Vicinity Map
- E. Detailed Site Map for Groundhog Area
- F. Detailed Site Map for Section 23 Area
- G. Notice of Intent Submitted to Bureau of Land Management
- H. Weed Control Plan

Please do not hesitate to reach out with questions or comments.

Sincerely,

Jim Guilinger
Jim Guilinger
Project Geologist

LAND USE APPLICATION

SAN MIGUEL COUNTY – PLANNING DEPARTMENT

P.O. Box 548, Telluride CO 81435
Phone (970) 728-3083 www.sanmiguelcountyco.gov

Permit # _____
Project # _____
Received _____
Paid _____

Property Owner: _____

Mailing Address: _____

E-mail: _____ **Phone:** _____

Representative/Agent: _____

Mailing Address: _____

E-mail: _____ **Phone:** _____

Project Location/Address: _____

Parcel ID Number: _____ **Zone District:** _____

Project Title: _____

Describe your project:

Project Type (check all that apply)

- | | |
|--|---|
| <input type="checkbox"/> Special Use Permit – 1-step | <input type="checkbox"/> Substantial Plat Amendment |
| <input type="checkbox"/> Special Use Permit – 2-step | <input type="checkbox"/> Substantial PUD Amendment |
| <input type="checkbox"/> Subdivision Exemption | <input type="checkbox"/> Rezoning |
| <input type="checkbox"/> Subdivision | <input type="checkbox"/> Land Use Code Amendment |
| <input type="checkbox"/> Planned Unit Development | <input type="checkbox"/> Master Plan Amendment |

- | | |
|--|---|
| <input type="checkbox"/> Insubstantial Plat Amendment | <input type="checkbox"/> Major Review – Single Family Residence |
| <input type="checkbox"/> Insubstantial PUD Amendment | <input type="checkbox"/> Mineral Exploration and Mining |
| <input type="checkbox"/> Minor Amendment to Special Use Permit | <input type="checkbox"/> Logging |
| <input type="checkbox"/> Right-of-Way Vacation | <input type="checkbox"/> Major Oil and Gas Facility |
| <input type="checkbox"/> Variance | <input type="checkbox"/> Minor Oil and Gas Facility |
| <input type="checkbox"/> Area of Local/State Interest | <input type="checkbox"/> Temporary Use |
| <input type="checkbox"/> Scenic Foreground Overlay Review | <input type="checkbox"/> Flood Plain |
| | <input type="checkbox"/> Wetland |
| <input type="checkbox"/> Other: _____ | |

SUBMIT THE FOLLOWING:

- 2 sets of paper copies of all submittal requirements (refer to the Pre-Application letter for submission requirements)
- Complete Set of Electronic Files (25MB maximum per file)
- Legal Description
- Proof of Ownership
- Authorization of Representative if other than Owner

I hereby certify, subject to penalty of perjury, that the above is true and accurate to the best of my knowledge and that I understand all provisions of County and State Codes applicable to the proposed development, and all information requested by this document. I agree to abide by any and all conditions placed upon the proposed development by the Decision-Making Body. I also understand that if I violate any applicable provisions of County and/or State codes, I may be required to remedy such violation(s) through appropriate legal processes imposed by the County, including moving or removing structures and ceasing construction and/or uses,

Owner

Date

Representative

Date



PLANNING DEPARTMENT

KAYE SIMONSON, PLANNING DIRECTOR

October 27, 2021

Jim Guilinger Via email: jimrg46@cs.com
Helen Thomas hthomas@geosyntec.com
Nicole Galloway Warland nicole@thormining.com
Jeff Kurtz jkurtz@geosyntec.com
Jonathan Gillen jgillen@geosyntec.com

Re: Pre-application Conference Summary - West End (WE) Zone District, Conditional Use on Federal Lands, Mining Special Use Permit

Dear Mr. Guilinger:

The purpose of this correspondence is to serve as a Pre-application Conference Summary, in accordance with San Miguel County Land Use Code Section 4-207, for the proposed Mining Exploration for the Wedding Bell Project in the “Groundhog Area” and for the “Section 23 Area” located on Bureau of Land Management (BLM) land. This is an update of our letter of June 23, 2021, and a follow-up to our meeting via Zoom on October 26, 2021.

Per Land Use Code (LUC) Section 5-320 F. XVII “Conditional uses on federal lands – mineral exploration, mining and logging, subject to applicable state and federal statutes and regulation” requires a Two-Step Special Use Permit through the Planning Commission and Board of County Commissioners.

The application shall be reviewed pursuant to applicable policies in LUC Sections 2-1 to 2-35 Land Use Policies, and to applicable standards in LUC Section 5-4, Areas and Activities of Local and State interest/“1041” Environmental Hazard Review, LUC Section 5-10, Special Uses; LUC Section 5-11, Conditional Uses on Federal Lands; and LUC Section 5-16, Mining. It is recommended to have a site visit with the SMC Road & Bridge Director prior to application submission to address pertinent issues including access to your drilling locations from County Roads and possible road maintenance and reclamation issues. The use of San Miguel County roads to access the Rimrock site in Montrose County should be described in the application. Issues including mitigation of impacts to wildlife and natural resources during drilling, revegetation and site reclamation should be described in detail in the submission as well.

Submission Requirements

*See Attached **Submission Requirements***

Review Standards

See Attached Review Standards

Scheduling of Application Consideration

Please submit one paper copy and a complete set of electronic files (e.g. thumb drive or e-mail) of the complete application that conforms to all applicable Land Use Code requirements. We may request additional paper copies if it is determined to be the best method to transmit the application to the Planning Commission. The Planning Department can then schedule the application for consideration by the Planning Commission. The Planning Commission meets the second Thursday of each month. A complete application must be submitted at least one month prior to the requested meeting date.

Payment of \$1000 for the Special Use Permit to San Miguel County must accompany the application for it to be considered complete (in accordance with Board of County Commissioners Resolution 2020-35). The applicant is responsible for reimbursement of all copy fees and County Designated Engineer review fees, which includes the initial review and any revisions.

The Planning Department will refer the application to the County Administrator, County Attorney, County Road and Bridge, County Natural Resources and Special Projects, County Open Space and Parks, County Sheriff, Colorado Department of Public Health & Environment, Egnar-Slickrock Fire Protection District, Colorado Division of Reclamation, Mining and Safety, US Bureau of Land Management, and Colorado State Parks & Wildlife. Other referrals will be determined upon receipt of the application.

Prior to 20 days before any meeting for which consideration of any land use application is scheduled, the applicant shall **notify by First Class mail** every property owner and condominium unit owner within 500 feet of the perimeter of the subject property as listed in the records of the San Miguel County Assessor. In addition, prior to 20 days before any meeting for which consideration of any land use application is scheduled, the applicant shall **post notice** (*letter and sign to be obtained from the Planning Department*) of the scheduled consideration of the application. Mailing and posting of notice by an applicant prior to a meeting that is not a public hearing shall be carried out pursuant to Section 3-903 A., B. and C. In addition to the notice requirements set forth in Section 3-9, applicants for approval of mining and mineral processing operations shall also be required to provide written notice of a pending application by mailing such notice first class, postage prepaid, no less than 20 days prior to the scheduled meeting date to all owners of property within 1,500 feet of the subject property, and to all municipalities within 3 miles of the subject property. An applicant's failure/refusal to submit the required certification of notice required by C.R.S. §§24-65.5-103(4) and 104(2), will result in the public meeting or hearing being rescheduled to a later date.

Please contact the Planning Department if you have questions. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Troy Hangen". The signature is fluid and cursive, with a long horizontal stroke at the end.

Troy Hangen
Senior Planner

Attachments: Submission Requirements
Review Standards

Cc: Ryan Righetti, Road and Bridge Director
Starr Jamison, Government Affairs and Natural Resources Director

SUBMISSION REQUIREMENTS

Land Use Code Section 4-2 establishes the minimum submission requirements for all development applications:

4-201 General

All applications for land use approvals shall include, at a minimum, the information and materials specified in this section of the Code. During the pre-application conference the Planning Office staff may authorize modifications to the required submission contents.

4-202 Required Background Information

A letter signed by the property owner containing the property owner's name, the applicant's name, address and telephone number, and if applicable, the name, address and telephone number of the representative authorized to act on behalf of the property owner.

4-203 Parcel Description

The street address and current legal description of the parcel on which the development is proposed to occur and an 8-1/2" x 11" vicinity map locating the subject property within San Miguel County.

4-204 Disclosure and Proof of Ownership

A disclosure of ownership of the parcel on which the development is proposed to occur, consisting of a current certificate from a title insurance company or attorney licensed to practice law in the State of Colorado, listing the names of all owners of the property and all holders of subsurface mineral interests of record listed in the real estate records of the San Miguel County Clerk and Recorder, mortgages, judgments, liens, easements, contracts and agreements affecting use and development of the parcel and proof of the owner's right to use the land for the purposes identified in the development application. This shall normally require proof of complete ownership or written consent from all owners. The staff may also request the applicant to supply information regarding the subject property and contiguous property sufficient to indicate that the subject lot was legally created.

4-205 Legal Access

Sufficient information to demonstrate that the applicant has adequate legal access to the parcel for the development proposal.

4-206 Standards Report

A written report demonstrating that the proposed development complies with the applicable substantive review standards.

4-207 Pre-Application Conference Summary Sheet

A copy of the pre-application conference summary sheet provided to the applicant at the pre-application conference.

4-208 Site Plan

A site utilization map shall be submitted. Where applicable, a preliminary or final plat shall also be submitted. During the pre-application conference, the Planning Office may authorize an applicant to consolidate or delete specific maps that may not be applicable to a particular development proposal. The 24" x 36" site utilization maps must be folded to fit within a legal-size folder with the name of the application visible. Site maps shall include identification of Areas of Local and State Interest as set forth in Section 5-4 and Wetland Areas as set forth in Section 5-22, for all areas where development activity is proposed.

4-209 Copies of Application

During the pre-application conference the staff shall specify the number of copies of the application to be submitted, including the number of copies of 24" by 36" maps or plats, if applicable. The Planning Office may authorize the submission of application materials, including maps and plats, in electronic format in lieu of paper copies.

4-210 Revegetation Plan

A plan for revegetation of all surfaces disturbed in conjunction with Development that employs predominantly native species, includes replacement of topsoil and specifies a maintenance schedule and techniques.

4-211 Weed Control Plan

A plan for control of noxious weeds, as listed in the San Miguel County Weed Identification List, for all surfaces disturbed in conjunction with Development. Disturbed surfaces over one (1) cumulative acre in size will require bonding for revegetation and weed control.

4-212 Employee Housing Mitigation Plan

A plan that complies with Section 5-13 of this Code to provide appropriate employee housing mitigation for the proposed development in the R-1 School District, if applicable.

Review Standards

SECTION 5-10: SPECIAL USES

5-1002 Standards for All Special Uses and Other Uses Requiring One-Step and Two-Step Review

All Uses requiring One-Step and Two-Step Review shall comply with the standards in this section.

5-1002 A. Consistency with Master Plan, Land Use Polices, Zone District and Neighborhood

The Uses to be reviewed shall be:

- I. Consistent with the County Master Plan;
- II. Consistent with County Land Use Policies in Article 2;
- III. Consistent with the purpose of the Zone District in which it is proposed to be located;
- IV. Consistent with and Compatible with the Character of the Neighborhood of the Parcel proposed for Development and surrounding land Uses, and may enhance the mixture of complementary Uses and activities in the Neighborhood of the Parcel proposed for Development;
- V. Necessary for public convenience at the proposed location; and
- VI. Designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

5-1002 B. Impacts on Surrounding Area

Compatibility with the Character of Parcels adjacent to the Parcel shall be expressed in terms of appearance, scale and features, Site design, landscaping, as well as, the control and Minimization of adverse Impacts including Noise, vibration, dust, dirt, smoke, fumes, gas, odor, explosion, glare, Impacts on pedestrian and traffic congestion, parking, trash, service delivery, or other undesirable or hazardous conditions.

5-1002 C. Public Facilities

Adequate public facilities and services shall exist or shall be provided to serve any reviewable Use including, but not limited to, roads, potable water, sewer, solid waste, parks, police, fire protection, emergency medical, hospital and medical, drainage system and schools.

5-1002 D. Bond Requirement

A bond may be required, as a condition of any reviewable Use permit as deemed necessary by the Board of Commissioners or the Planning Commission, sufficient to cover the cost of Site remediation and/or satisfaction of the other conditions and requirements.

5-1002 E. The following must be addressed as part of any application:

- I. A Site plan including:
 - a. Ownership, Use and zoning of all adjacent Parcels;
 - b. Driveways, streets and right-of-way, Access ways, including points of ingress, egress, parking plan;
 - c. Easements;
 - d. Location and dimensions of Structures and Signs;
 - e. Typical elevations/Heights of such Buildings;
 - f. Landscaping;
 - g. Topography; and
 - h. Specific areas proposed for specific types of land Use/the identification of specific land Uses;
 - i. Information regarding the function and characteristics of any Building or Use proposed, including: days and hours of operation, number of employees, number of students, number of rooms for rent, etc., as applicable;
- II. Lighting plan;
- III. Signs – all Signs must meet Section 5-704 standards;
- IV. Water/sewer plan – must meet state standards and may include verification of a commercial well permit;
- V. Drainage plan;
- VI. Grading plan;
- VII. Dust control plan;
- VIII. Detailed engineered plans and specifications by a registered Colorado Professional Engineer as requested by staff or Referral Agents;
- IX. Weed control plan that must include use of weed free hay or straw;
- X. Fencing Plan; and
- XI. Additional permits as necessary from other agencies.

5-1002 F. Review of Approved Special Uses

- I. All approved Special Uses subject to either one-step Planning Commission or Board of County Commissioner review or two-step Special Permit Review shall commence within three (3) years of the date of approval. If the owner has not obtained a Development Permit for the approved Special Use and/or commenced the approved use or activity, in accordance with the terms and conditions of the approval, within this three (3) year time period, the Special Use shall be subject to review at a duly noticed Public Hearing by the entity that approved the Special Use. The purpose of this review is to determine if there has been a change in circumstances since the Special Use Permit was granted and to determine if the Special Use meets or complies with the review standards for Special Uses set forth in Land Use Code Section 5-1002 A. Standards for all Special Uses and Section 5-1002 B. Impacts on Surrounding Area.

Upon or prior to the expiration of the three (3) year period, the owner/applicant may provide a written statement withdrawing the Special Use application and requesting the Special Use approval be terminated. If upon expiration of the three (3) year period the owner/applicant does not provide a written statement

withdrawing the application the matter shall be noticed and scheduled for Public Hearing by the County. The applicant is encouraged to provide a written statement, prior to the Public Hearing, indicating why the approved Special Use has not been permitted and/or commenced, identifying any changes that may have occurred in the surrounding land uses and explaining how the proposed Special Use meets the review standards in Land Use Code Sections 5-1002 A. and 5-1002 B.

Review of an approved Special Use shall be conducted in accordance with the applicable provisions of Article 3 Procedures for one-step reviews and shall include posting and sending written notice of the Public Hearing for review of the Special Use to adjacent property owners.

The Planning Commission and/or Board of County Commissioners in reviewing the Special Use Permit, at a duly noticed Public Hearing, may extend the Special Use Permit approval, extend the approval subject to modifications or additional conditions, or they may rescind and terminate the approval if a finding is made that the Special Use does not meet the review standards for Special Uses pursuant to Section 5-10 Special Uses.

- II. If any approved Special Use is discontinued or abandoned for twelve (12) consecutive months, then such Special Use shall be subject to review initiated by the County. The procedures and standards for review of discontinued or abandoned Special Uses are the same as those for Review and Approval of Special Uses set forth in Land Use Code Section 5-1002 F. I. If a Special Use is discontinued or abandoned for twelve (12) consecutive months, and the Special Use is re-established or resumed by the owner, the use shall be subject to review in accordance with the provisions of this section and subject to review by either the Planning Commission and/or Board of County Commissioners, at a duly noticed Public Hearing, where the permitting entity may rescind or terminate, recognize and extend the original approval, or extend subject to additional conditions or modifications. The procedures and standards for review of discontinued Special Uses are the same as those for Review of Approved Special Uses set forth in 5- 1002 F. I.

SECTION 5-11: CONDITIONAL USES ON FEDERAL LANDS

5-1101 General

This section of the Code establishes standards for review of conditional uses on Federal lands. Refer to Section 3-6 for two-step review procedures and Section 4-7 for submission contents.

5-1102 Standards

- 5-1102 A. The location, size, design and operating characteristics of the proposed conditional use minimizes adverse effects, including visual impacts, impacts on pedestrian and vehicular circulation, parking, trash, service delivery, noise, vibrations and odor on surrounding properties; and
- 5-1102 B. The conditional use is designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

SECTION 5-16: MINING

The standards in this Section are intended to mitigate the impacts of mining and mineral processing, including protecting the health, safety and welfare of persons residing in the vicinity and of persons traveling on roads, streets and highways in San Miguel County utilized for hauling of mined material. This Section also contains provisions to ensure that the environmental impacts of mining and mineral processing are adequately mitigated. Mining and mineral processing operations are also subject to the special use permit provisions of Section 5-10.

5-1601 Applicability

The standards and requirements in this Section 5-16 shall apply to all mining and mineral processing operations required to obtain special use permit approval from the County, including any expansion of existing mining and/or mineral processing operations. Mining and mineral processing operations also are subject to applicable review requirements for Activities of Local and State Interest, as set forth in Section 5-4, and for Wetland Areas, as set forth in Section 5-22.

5-1602 Mitigation of Impacts

All on-site and off-site impacts shall be adequately mitigated to protect the health, safety and welfare of persons in San Miguel County and to protect the integrity and appearance of the natural environment. Consideration shall be given to site-specific environmental assessments and mitigation plans approved by the appropriate Federal agencies and/or the Colorado Division of Minerals and Geology and/or the Colorado Department of Health. However, compliance with such plans, as well as additional mitigation, may be required by the County as part of the special use permit review process. Such mitigation may include, but is not limited to, revegetation, dust control, noise control, visual screening, limitations on hours of operations, truck haul routes and traffic volumes.

5-1603 Enforcement of State and Federal Regulations

In the event that the County discovers that applicable state and/or federal regulations pertaining to a specific mining activity in San Miguel County have not been adequately enforced by the appropriate agency or organization, the Board of County Commissioners may require the mining activity to comply with any and all terms of such regulations. If such regulations are not complied with, the Board of County Commissioners may order such mining activity to cease and desist.

5-1604 Traffic Impacts and Highway Access

Mining (including sand and gravel operations) and mineral processing shall be limited to the greatest extent possible to areas where the surrounding road, street and/or highway network can accommodate heavy truck traffic. In no event shall a proposed operation be permitted where the carrying capacity of the surrounding road, street and/or highway network is exceeded by existing traffic volumes, or would be exceeded by projected or proposed traffic volumes.

5-1605 Additional Notice Requirements

In addition to the notice requirements set forth in Section 3-9, applicants for approval of mining and mineral processing operations shall also be required to provide written notice of a pending application by mailing such notice first class, postage prepaid, no less than 20 days prior to the scheduled meeting date to all owners of property within 1,500 feet of the subject property, and to all municipalities within 3 miles of the subject property.

SECTION 5-4: AREAS OF STATE AND LOCAL INTEREST

5-405 Historic and Archaeological Resource Areas

5-405 A. Applicability

The development standards in this section apply to the following activities within Historic and Archaeological Resource Areas:

- I. Development;
- II. Changes in the amount or character of open space;
- III. Exterior alteration or remodeling of any existing structure within the site, or any addition thereto;
- IV. Demolition or destruction of structures or buildings within the site.

5-405 B. Persons responsible for activities listed in Section 5-405 A. shall:

- I. Minimize damage to historic structures; and
- II. Demonstrate that a proposal will enhance the meaning of a historic or archaeological site as representative of a period, style, occasion or unique activity.

5-407 Wildlife Habitat Areas

This section establishes land use standards for wildlife habitat areas in addition to the general standards in Section 5-402. The standards apply to areas mapped by the Colorado Parks and Wildlife (CPW) on the County's adopted Wildlife Resource Information System (C.R.S. 1041 Wildlife maps) and to areas known to be wildlife habitat areas by the Colorado Parks and Wildlife, and areas mapped by the Colorado Natural Heritage Program. Agricultural and Ranching activities are exempt from this Section.

5-407 A. General Standards

The standards in this section apply to all wildlife habitat areas.

- I. Residential development shall be clustered to avoid impacting wildlife and their habitat.
- II. Removal of vegetation shall be minimized. Vegetation removed shall be promptly replaced with beneficial native browse species.
- III. Wildlife food, cover and water shall be preserved and development effects that would destroy these shall be mitigated. Special consideration shall be given to trees and shrubs with high wildlife food value, especially heavy seed, berry and fruit producing species.
- IV. The planting of wildlife food species and woody cover along fences shall be encouraged as one way of improving wildlife habitat.
- V. Waterholes, springs, seepage, marshes, pond and watering areas shall be preserved.
- VI. Known endangered species habitats shall be preserved and all disturbances to

those habitats shall be minimized.

- VII. Every golden eagle nest site, bald eagle roost site, and all other raptor nest sites shall be protected from the adverse impacts of development within a ½ mile buffer.
- VIII. Mesh or woven fences shall be prohibited and are encouraged to be removed.
- IX. Fences located within CPW designated mapped wildlife habitat areas are discouraged. Fences in such wildlife habitat areas shall be limited to “wildlife friendly fences” that are in compliance with applicable CPW fencing standards. Wildlife friendly fences are very visible and allow wild animals to easily jump over or slip under the wires or rails. The following regulations shall apply to fencing:
 - a. Smooth wire or rounded rail for the top, smooth wire on the bottom;
 - b. Fence is limited to 42: in height;
 - c. At least 12” between the top two wires or rails;
 - d. At least 16” between the bottom wire or rail and the ground;
 - e. Posts at minimum 16’ intervals;
 - f. Gates, drop-downs, removable fence sections or other passages where animals concentrate and cross;
 - g. Using a rail, high-visibility wire, flagging or other visual markers for the top.
 - h. A zigzagged worm fence (rails stacked alternately on top of one another, with rails interlocked like laced fingers where the ends meet) should create openings for wildlife to cross by intermittently dropping rails to the ground every 400’; and in swales and at stream crossing for easy wildlife passage.
 - i. Perimeter fencing of an entire parcel is discouraged.
 - j. As an exception to “wildlife friendly fencing” dogs shall be kept in an enclosed kennel or small fenced yard adjacent to the residence. The standards or allowance for a small fenced yard or area shall be specified in the county’s revised dog or animal control regulations.

If staff has a question regarding the appropriateness of proposed fencing to be located within a CPW mapped wildlife habitat area the application may be referred to the CPW for comment and recommendation. Any new fencing shall follow the CPW “Fencing with Wildlife in Mind” guidelines available at the CPW website, www.wildlife.state.co.us

- X. Residential development shall maintain bear proof storage for garbage disposal for all parcels located in all zone districts.
- XI. Development activities, such as Subdivisions, PUDs and Special Use Permits uses may require a Wildlife Impact Assessment prepared by a qualified wildlife biologist or scientist for all mapped wildlife habitat areas or known habitat areas to be submitted with the land use application. The Impact Assessment should include changes, trends and proposed mitigation to be reviewed by the Colorado Parks and Wildlife or other County review staff.
- XII. Barking dogs, dogs at large, and stray dogs are not permitted in any unincorporated portion of San Miguel County pursuant to Board of County Commissioner Resolution 1982-27 or as may be set forth in the most current Board of County Commissioner Resolution regarding dog or animal control rules and regulations.

- XIII. It is illegal for dogs to chase and/or harass wildlife, on public or private property. A Colorado wildlife officer or other peace officer may capture or kill any dog he or she determines to be harassing wildlife, pursuant to C.R.S. §33-6-128.

5-407 B. Deer, Elk and Bighorn Sheep Winter Concentration Area/Severe Winter Range

Land uses in deer, elk or bighorn sheep winter concentration areas/severe winter range shall comply with the standards in Section 5-407 A. and the standards in this Section.

- I. Overgrazing of ranges by livestock shall be prohibited.
- II. Development shall be restricted to areas in which wildlife impacts can be minimized.
- III. Access for the Colorado Parks and Wildlife for managing wildlife shall be maintained.
- IV. Commercial activity and recreational uses requiring County review shall be prohibited from December through April 15.

5-407 C. Deer, Elk and Bighorn Sheep Winter Range

Land uses located in deer, elk or bighorn sheep winter range shall comply with Sections 5-407 A. and 5-407 B.I.-III. and the standard in this section.

Commercial activity and recreational uses requiring County review shall be prohibited from December 1 through April 15, unless an applicant can demonstrate written approval from the Colorado Parks and Wildlife of a site-specific wildlife protection plan. Such plan shall include CPW monitoring provisions and set forth on-site protection, including but not limited to habitat enhancement and habitat protection, including but not limited to control of fencing, noise, lighting and siting of structures, and establishment of routes and means of transportation and hours/days of operation. Permits must be renewed annually. The dates in this section may be modified and permits may be suspended at any time upon CPW recommendation on a case-by-case basis as necessary to protect the health of the herd.

5-407 D. Deer and Elk Migration Corridors

Land uses located in deer and elk Migration Corridors shall comply with Section 5-407 A. and the standards in this section.

- I. Development blocking a corridor and preventing migration between summer and winter ranges shall be prohibited.
- II. Fences restricting deer or elk migration shall be prohibited.

5-407 E. Deer and Elk Production Areas

Land uses located in deer and elk production areas shall comply with Section 5-407 A. and the standards in this Section.

- I. Where no appropriate development site exists in a production area, development shall be prohibited.
- II. Access shall be maintained for the Colorado Parks and Wildlife for trapping, tagging and studying wildlife.
- III. Manipulation of vegetation shall be prohibited, except within a designated building

envelope.

- IV. Commercial and construction activity, recreational uses and off-road motorized activity shall be prohibited from May 1 through June 30. These dates may be modified upon Colorado Parks and Wildlife recommendation on a case-by-case basis as necessary to protect the health of the herd.

5-407 F. Riparian Areas and Shorelands

Land uses located in riparian or shoreland areas shall comply with the standards in 5-407 A. and the standards in this section.

- I. Development and the removal of vegetation and disturbance of ground cover within the riparian area shall be prohibited.
- II. Culverts shall be designed to prevent plugging and washouts.
- III. Culverts that may become barriers to fish passage shall be prohibited.
- IV. Riparian and shoreland habitat areas that have been denuded or disturbed by development shall be revegetated in the first available growing season.

ARTICLE 2 LAND USE POLICIES

SECTION 2-8: NATURAL AND MAN-MADE HAZARD AND RESOURCE AREAS

It is the policy of San Miguel County to prevent any use and development of land that may:

2-801

Unreasonably subject any person, or use, to natural or man-made hazards;

2-802

Unreasonably create or contribute to the danger of natural or man-made hazards that might affect lands or the use and development thereof;

2-803

Unreasonably subject other persons including the County to the risks and expenses necessary to mitigate hazardous conditions, respond to emergencies created by such conditions, or to rehabilitate any lands or improvements thereof;

2-804

Be unduly destructive to the natural resources of the County; or

2-805

Constitute a public or private nuisance.

SECTION 2-11: EROSION

It is the policy of the County to prevent the acceleration of the erosion of soil and rock and whenever possible maintain vegetative cover to minimize soil disturbance.

SECTION 2-28: COMPATIBILITY WITH HISTORICAL AND ARCHAEOLOGICAL RESOURCES

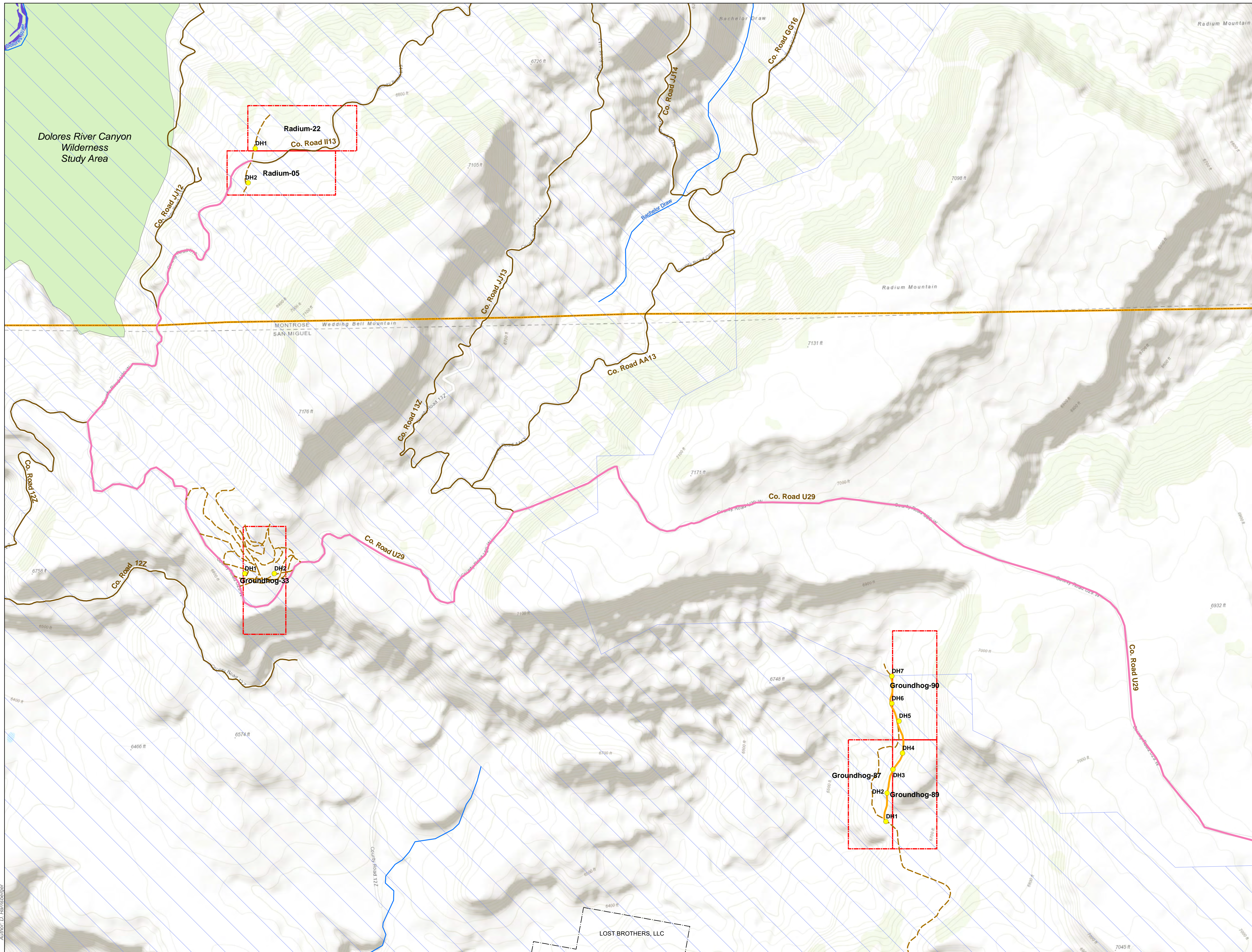
It is the policy of the County to protect any sites, structures and surrounding areas determined to have historical or archaeological significance to the community, the region, or the State of Colorado from any destruction or alteration of the site, structure or surrounding area that would detract from its historical and archaeological significance.

SECTION 2-34: REVEGETATION WITH NATIVE SPECIES

It is the policy of the County to prevent weed infestation and to ensure that all surface disturbances, especially of topsoil, are revegetated with native species.

SECTION 2-35: MINING AND MINERAL PROCESSING OPERATIONS

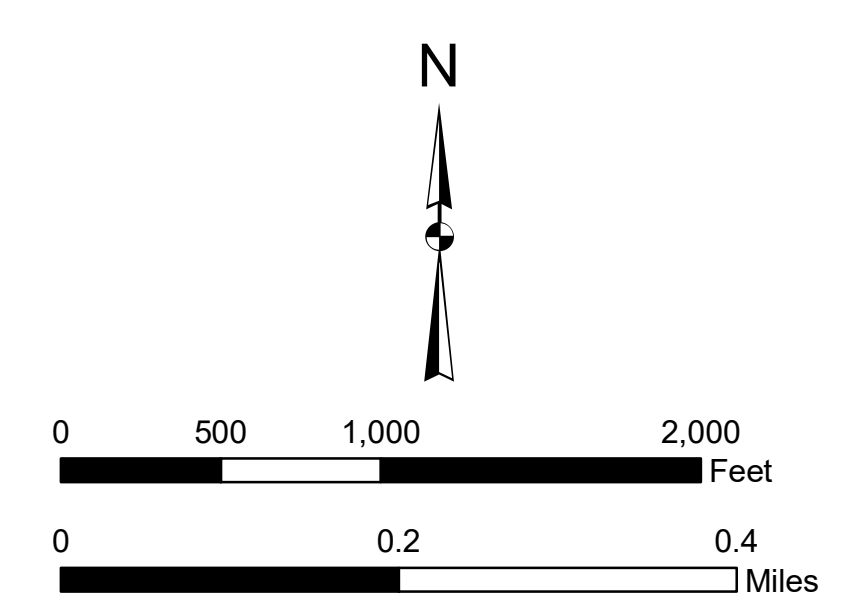
It is the policy of the County to permit commencement or expansion of Mining and Mineral Processing operations only in appropriate areas identified pursuant to the County Comprehensive Development Plan, with review, as appropriate, under Land Use Code Section 5-4 and CRS 24-65.1-101 et. seq., "Areas and Activities of State Interest," subject to adequate mitigation of environmental, noise, traffic, and other impacts of such activities.



- Legend**
- Road Planned for Project Access
 - Proposed Drill Hole Location
 - Historical Drill Road
 - Historical Drill Road (Proposed for Repair)
 - Local Road
 - Major Road
 - Highway
 - Rail Line (none in the vicinity)
 - Stream
 - Claim Area*
 - BLM Colorado Wilderness Study Area
 - Colorado County Boundary
 - Tax Map Parcel Boundary
 - Bighorn Winter Range
- USFWS Wetlands**
- Freshwater Forested/Shrub Wetland

Notes:

1. 100% of the area shown at the extent of this map is under BLM ownership and zoned "public land".
2. Mule Deer and Elk Winter Range areas also cover 100% of the area shown.



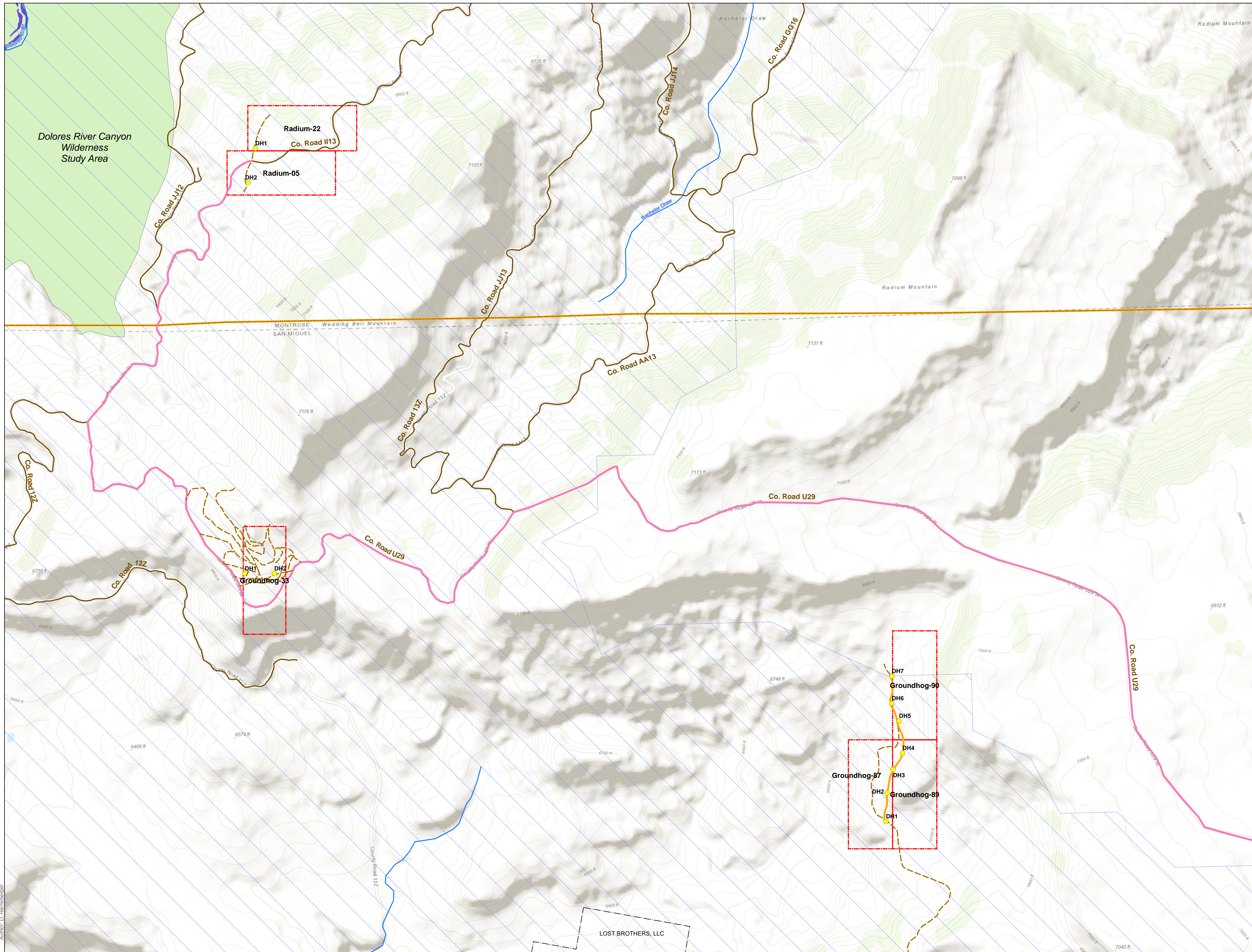
PLC Use Permit Map
 Thor Mining
 San Miguel County, CO

Geosyntec
 consultants

Denver, CO January 2022

Figure 1

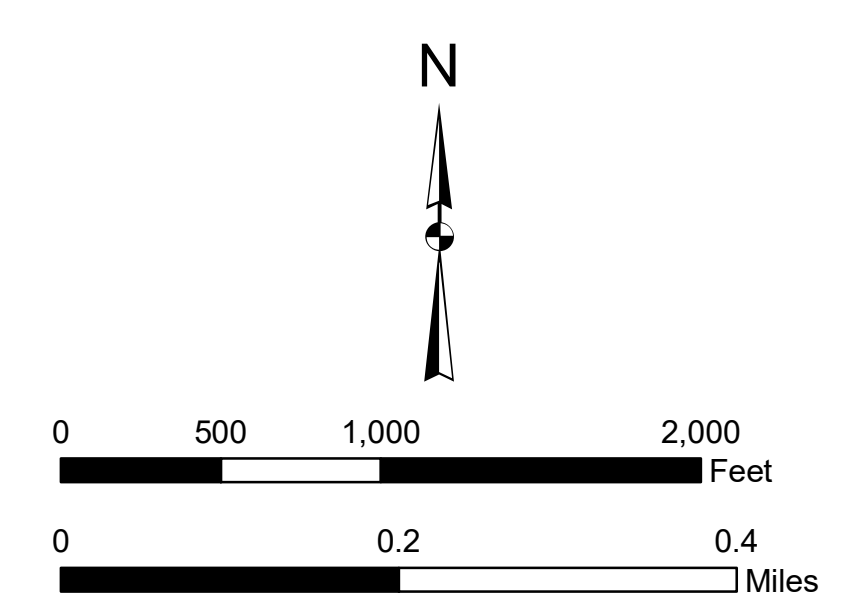
Author: D. Hirschbanger



- Legend**
- Road Planned for Project Access
 - Proposed Drill Hole Location
 - Historical Drill Road
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 - Local Road
 - Major Road
 - Highway
 - Rail Line (none in the vicinity)
 - Stream
 - Claim Area*
 - BLM Colorado Wilderness Study Area
 - Colorado County Boundary
 - Tax Map Parcel Boundary
 - Bighorn Winter Range
- USFWS Wetlands**
- Freshwater Forested/Shrub Wetland

Notes:

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2. Mule Deer and Elk Winter Range areas also cover 100% of the area shown.



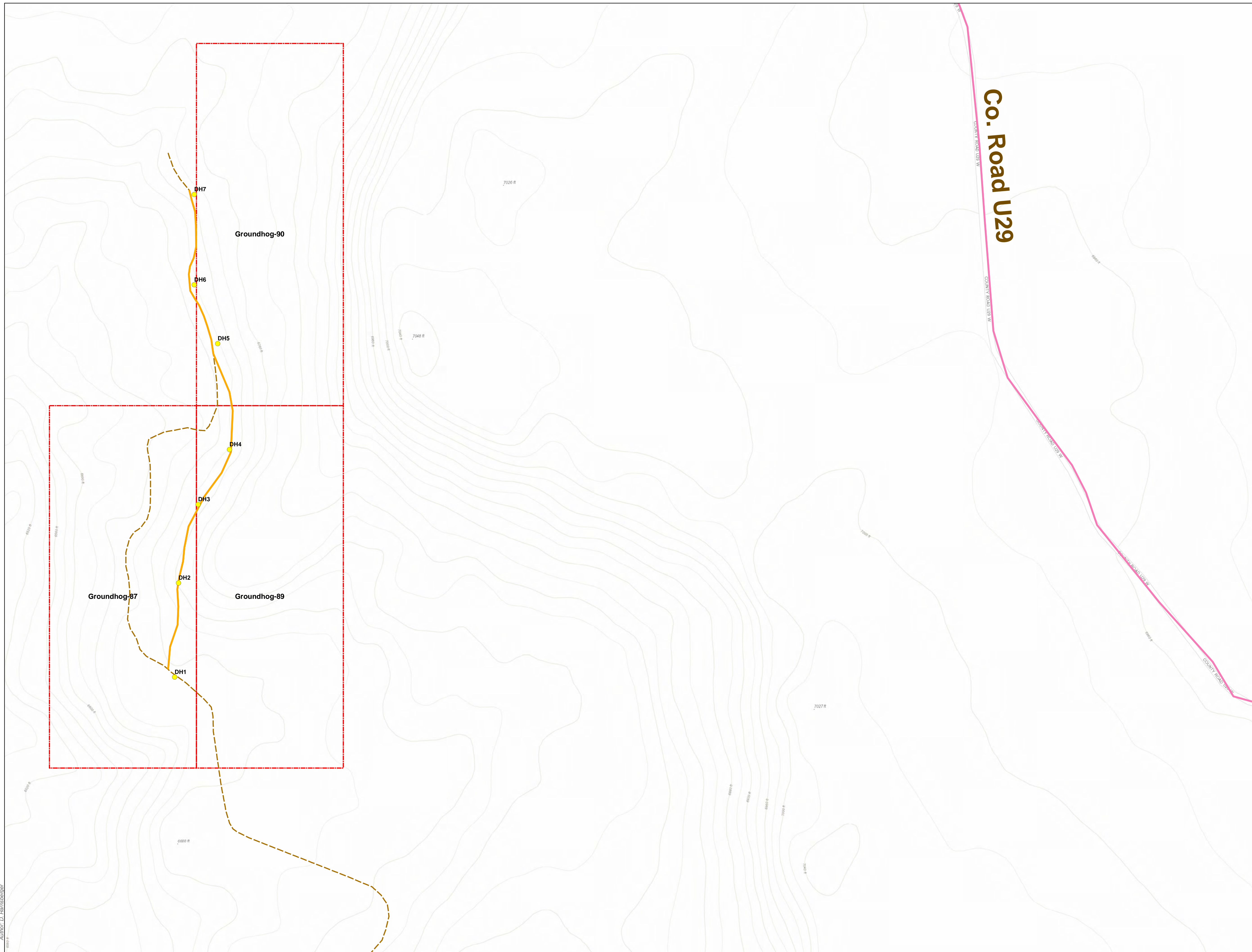
PLC Use Permit Map
 Thor Mining
 San Miguel County, CO

Geosyntec
 consultants

Denver, CO | January 2022

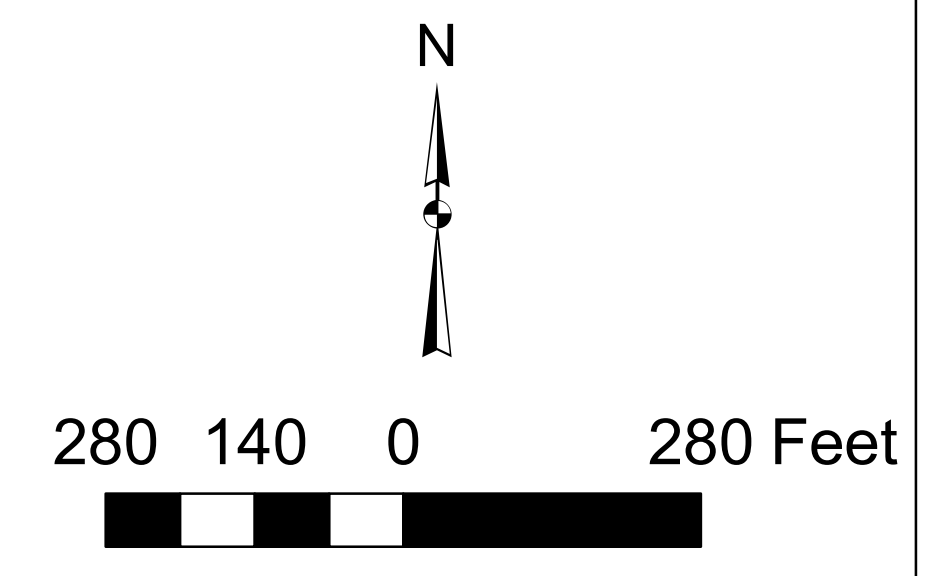
Figure 1

Author: D. Hirschbanger



- Legend**
- Road Planned for Project Access
 - Proposed Drill Hole Location
 - Historical Drill Road
 - Historical Drill Road (Proposed for Repair)
 - Local Road
 - Major Road
 - Highway
 - +— Rail Line (none in the vicinity)
 - Stream
 - Claim Area*
 - BLM Colorado Wilderness Study Area
 - Colorado County Boundary
 - Tax Map Parcel Boundary
 - Bighorn Winter Range

- Notes:**
1. 100% of the area shown at the extent of this map is under BLM ownership and zoned "public land".
 2. Mule Deer and Elk Winter Range areas also cover 100% of the area shown.



Section 23 Area
Thor Mining
San Miguel County, CO

		Figure 3
Denver, CO	January 2022	

Author: D. Hirschbanger

Bureau of Land Management

43CFR 3809.1 Notice

For The

Wedding Bell/Radium Hill Project

For

Standard Minerals Inc.

Notice to Conduct Mineral Exploration

Applicant Information

Operator Information

Name of Operator

Standard Minerals Inc.

Mailing Address of Operator

3500 Washington Ave.
Suite 200
Houston, TX 77007

Phone Number

303-905-9820

Point of contact, (when operator is a corporation)

Jim Guilinger

Tax Payer Identification Number of the Operator(s)

83-1768593

Claimant Information

Name of Claimant

Standard Minerals Inc.

Mailing Address of Claimant

3500 Washington Ave.
Suite 200
Houston, TX 77007

Claim Names and BLM Serial Number of Mining Claim(s) where disturbance would occur

Section 23 Area

DH1 Groundhog-87 claim CMC 292245

DH2 Groundhog-87 claim CMC 292245

- DH3 Groundhog-89 claim CMC 292247
- DH4 Groundhog-89 claim CMC 292247
- DH5 Groundhog-90 claim CMC 292248
- DH6 Groundhog-90 claim CMC 292248
- DH7 Groundhog-90 claim CMC 292248

Rim Rock Mine Area

- DH1 Radium-22 claim CMC 292280
- DH2 Radium-05 claim CMC 292263

Ground Hog Mine Area

- DH1 Groundhog-33 claim CMC 292191
- DH2 Groundhog-33 claim CMC 292191

Activity Description, Map and Schedule of Activities.

Project Details: Eleven reverse circulation drill holes on the claims listed above are proposed to be drilled. No road building is contemplated. The drill site will be accessed via Colorado roads U29 and 1113 (see attachments 1-4) then via existing dirt roads on BLM ground. Drilling will be completed with a RC rig. Access to the site will be by pickup truck. Depth of the holes range from 80 feet to 300 feet.

Project Name

Wedding Bell/Radium Hill Project

Location

San Miguel and Montrose Counties Colorado approximately 23 miles SW of Naturita Colorado

Legal Description

Please include ¼ ¼ section for all areas where surface disturbance would occur.

NAD83-12				
Area	HoleNum	TshpRng	Section	Aliquot
		T45N		
Sec23	DH1	R15W	23	SW SE
Sec23	DH2	T45N	23	NW SE

		R15W		
		T45N		
Sec23	DH3	R15W	23	NW SE
		T45N		
Sec23	DH4	R15W	23	NW SE
		T45N		
Sec23	DH5	R15W	23	NW SE
		T45N		
Sec23	DH6	R15W	23	NW SE
		T45N		
Sec23	DH7	R15W	23	SW NE
		T45N		
RimRock	DH1	R15W	16	NE NE
		T45N		
RimRock	DH2	R15W	16	NE NE
		T45N		
GroundHog	DH1	R15W	21	NE NE
		T45N		
GroundHog	DH2	R15W	21	NE NE

Attach a map of adequate scale for BLM to identify the project location and locate all proposed disturbance.

See Attachments 1 through 4

Please provide the UTM coordinates of all drill holes and trenches in NAD 83 CONUS
You may also submit a GIS shapefile in NAD 83 CONUS.

Section 23 Area

DH1 690670 4222950 Groundhog-87 claim
 DH2 690675 4223070 Groundhog-87 claim
 DH3 690700 4223170 Groundhog-89 claim
 DH4 690740 4223240 Groundhog-89 claim
 DH5 690725 4223375 Groundhog-90 claim
 DH6 690695 4223450 Groundhog-90 claim
 DH7 690695 4223565 Groundhog-90 claim

Rim Rock Mine Area



WEED MANAGEMENT PLAN

Standard Minerals Inc.
Wedding Bell/Radium Hill Project
3500 Washington Ave.
Suite 200
Houston, TX 77007

November 2021

DRAFT

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1.2 Overview of Approach to Weed Management.....1
2. LOCATION OF THE PROPERTY.....2
3. INVENTORY OF WEED SPECIES.....3
4. WEED MANAGEMENT4

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Table 1: San Miguel – Noxious Weed Summary

LIST OF FIGURES

Wedding Bell Project – General Location

ACRONYMS AND ABBREVIATIONS

BLM Bureau of Land Management

1. INTRODUCTION

The Wedding Bell/Radium Hill Project is a planned mineral exploration project in San Miguel and Montrose Counties, Colorado. Mineral exploration consists of a proposed 12 drill holes in three locations that are approximately 23 miles southwest of Naturita, Colorado (see Figure). The Groundhog area and Section 23 area are in San Miguel County.

1.1 Content of Weed Management

There has been a tremendous expansion of invasive alien plant species across the US, including Colorado. New problem weed species arrive in Colorado every year. Weeds create large economic losses for agriculture in both cropland and rangeland situations. Noxious weeds often provide poorer habitat for wildlife than native vegetation. Proliferation of alien plant species alters ecosystem processes and threatens certain native species with extirpation. Thus, unchecked weeds threaten our economic livelihood and our biological heritage.

In recognition of the economic and ecological impacts of weeds, the General Assembly of the State of Colorado passed the Colorado Weed Management Act, also known as the Colorado Noxious Weed Act, in 1996. The act requires landowners and managers to manage noxious weeds if they are likely to damage neighboring lands. This act provides that each county in Colorado shall adopt a noxious weed management plan for the unincorporated portions of the county. This plan provides a framework to control those plant species that are listed as “noxious” in San Miguel County.

1.2 Overview of Approach to Weed Management

Weed control is part of property management. This plan is based on the desired plant species and communities, rather than on simply eliminating weeds. Preventive programs are implemented to keep the management area free of species that are not yet established there but which are known to be pests elsewhere in the area.

The plan follows a four-step management approach. First, weed species are identified through inventory of the property. Second, if weed species are identified, land management goals and weed management objectives are established for the property, such as weed removal or avoidance of weedy areas. Third, preventive measures are taken, which includes washing of all equipment to mitigate the potential for inadvertently spreading weed species. And fourth, revegetating the disturbed drill site area using a seed bed mixture consistent with the local environment and approved by the Bureau of Land Management (BLM).

2. LOCATION OF THE PROPERTY

This Weed Management Plan is for the Groundhog area and Section 23 area in San Miguel County as shown in the Figure. Specific drilling locations include nine holes in these two areas. The quarter-quarter sections are as follows:

Drill Hole	Quarter	Quarter	Section	Township	Range
Sec23 DH1	SW	SE	23	45N	15W
Sec23DH2	NW	SE	23	45N	15W
Sec23 DH3	NW	SE	23	45N	15W
Sec23 DH4	NW	SE	23	45N	15W
Sec23 DH5	NW	SE	23	45N	15W
Sec23 DH6	NW	SE	23	45N	15W
Sec23 DH7	SW	NE	23	45N	15W
Groundhog DH1	NE	NE	21	45N	15W
Groundhog DH2	NE	NE	21	45N	15W

The properties are located approximately 23 miles southwest of Naturita, Colorado via Colorado Routes U29 and 1113.

3. INVENTORY OF WEED SPECIES

Prior to project startup, Standard Minerals Inc. will complete a ground survey in the project area, specifically in the proposed areas of the drill pads and dirt access routes off county roads, which is about 1.78 acres. There are four San Miguel County Class A weeds of concern, 17 Class B noxious weed species reported present in San Miguel County in the 2017 management plan, and an additional 12 Class B and one Class C species of concern as shown in Table 1¹². The ground survey will be conducted by properly trained scientists who are knowledgeable of these species. If noxious species are identified in the project area, weedy areas will be demarcated in the field.

¹ San Miguel County Noxious Weed Management Plan

² Colorado Department of Agriculture, Colorado List B weed Management Plans by Counties. Accessed 5 November 2021 at <https://ag.colorado.gov/conservation/noxious-weeds/county-weed-programs>

4. WEED MANAGEMENT

If weed species have been identified at the project site, Standard Minerals Inc. will assess the appropriate method to mitigate and eliminate species spread. The two most likely strategies will be demarcation and avoidance of areas with noxious weeds, or removal of weeds from the project area. If these options are impracticable, the use of herbicides may be used in limited instances.

To prevent accidental spreading of noxious weeds, equipment to be used at the project site will be washed down prior to mobilization to the site. Additionally, equipment will be washed down between the three primary drilling areas, Groundhog, Section 23, and the parcel in southern Montrose county. Standard Minerals has a form available to document vehicle inspection and washing prior to site entry.

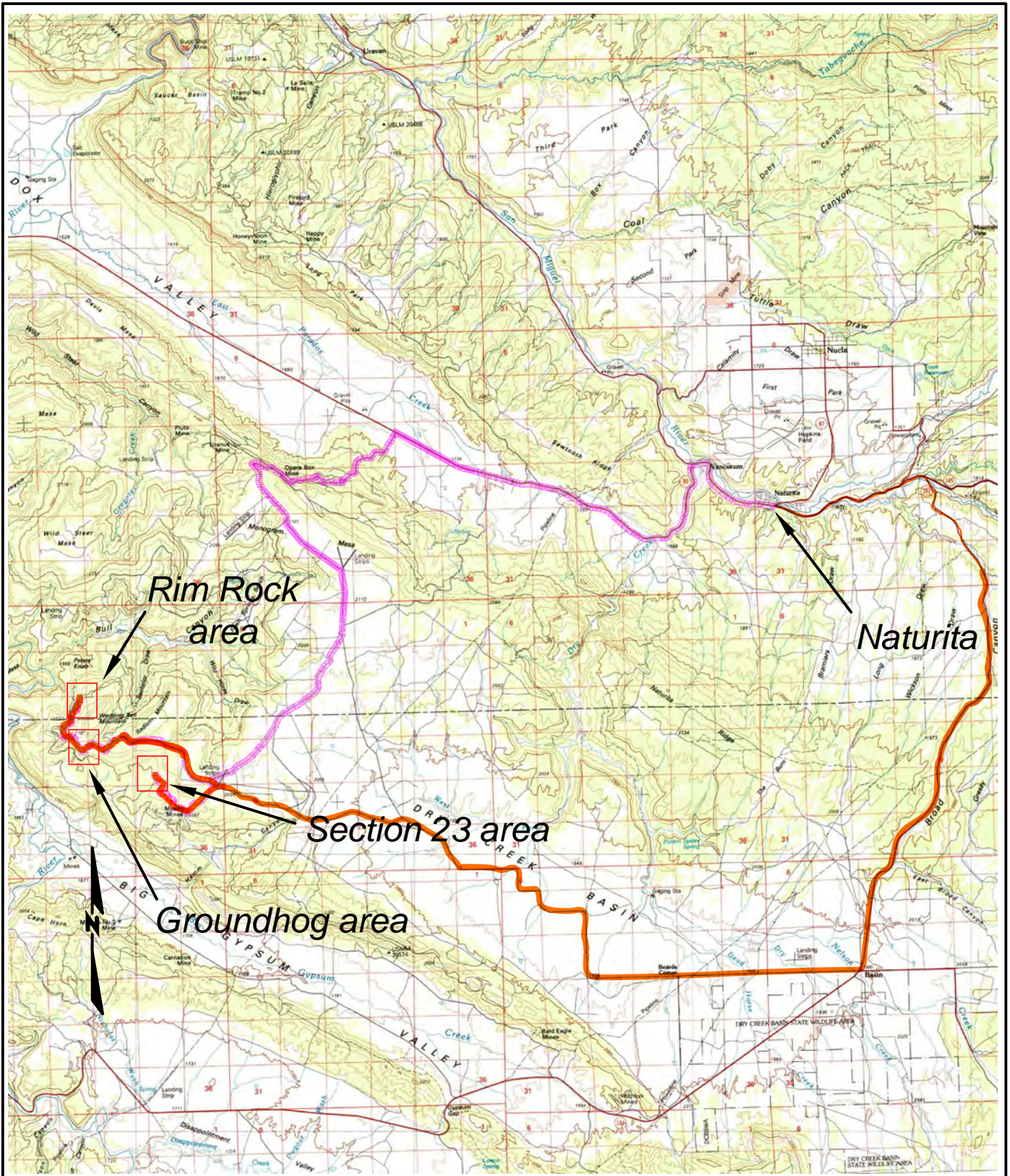
The disturbed drill site areas will be revegetated utilizing a seed bed mixture consistent with the local environment and approved by the BLM as soon as practical as part of reclamation activities.

TABLES

Table 1: San Miguel - Noxious Weed Summary

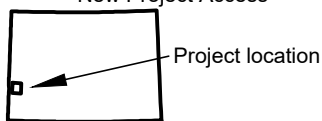
Species	Class	Infested Acres
Meadow Knapweed	A	Unknown
Myrtle Spurge	A	Unknown
Purple loosestrife	A	Unknown
Yellow Starthistle	A	Unknown
Absinth wormwood	B	2
Bull thistle	B	8
Canada thistle	B	826
Chamomiles	B	4
Hoary cress	B	107
Houndstongue	B	260
Jointed goatgrass	B	28
Leafy spurge	B	15
Musk thistle	B	244
Oxeye daisy	B	1,800
Russian knapweed	B	150
Russian olive	B	111
Salt cedar	B	295
Spotted knapweed	B	37
Sulfur cinquefoil	B	177
Wild caraway	B	1
Yellow toadflax	B	97
Black henbane	B	Unknown
Chinese Clematis	B	Unknown
Common tansy	B	Unknown
Dame's rocket	B	Unknown
Diffuse knapweed	B	Unknown
Perennial pepperweed	B	Unknown
Plumeless thistle	B	Unknown
Scotch thistle	B	Unknown
Common mullein	B	Unknown
Downy brome (cheatgrass)	B	Unknown
Halogeton	B	Unknown
Poison hemiock	B	Unknown
Russian Thistle	C	Unknown

FIGURES



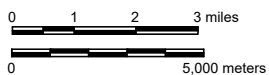
Legend

- Previous Project Access
- New Project Access



Colorado

Scale



WEDDING BELL PROJECT

General Location

San Miguel County, Colorado

DH1 688000 4225800 Radium-22 claim

DH2 687970 4225655 Radium-05 claim

Ground Hog Mine Area

DH1 687955 4224000 Groundhog-33 claim

DH2 688080 4224000 Groundhog-33 claim

Proposed Operation

Period of Operations/ Schedule of Activities

Estimated period of activity May 15 – December 1, 2022. During this period 12 holes totaling 2705 feet total will be drilled. Hole depths range from 80 to 300 feet deep. Work will be conducted 5 days a week for 10 hours/day.

Access Routes

See attachments 1 - 4. The project is located approximately 23 miles SW of Naturita, Colorado via Colorado Routes U29 and 1113.

Existing Disturbance

Extensive in area with numerous drill roads, mines and prospects.

Proposed Operations

Type of operation

Exploration drilling

Brief summary of the proposed notice level activity

Eleven 80 to 300 feet deep vertical reverse circulation drill holes will be drilled at the sites shown on attachments 2, 3, 4. Reverse circulation chip samples will be collected and removed from the site. Once the hole is completed it will be plugged per Colorado State regulation.

Site Preparation

As shown on the attachments The take off access routes on existing unimproved roads to the drill sites will be used. Minor road improvements are planned. Minimal drill pad preparation (brush clearing) plus digging a 10X12X6 foot deep sump on each 50 X 50 foot pad is planned. Each sump will be fenced with temporary plastic fencing until reclamation is completed.

Type, size and quantity of equipment to be used

SCHRAMM T450 SERIES TRUCK OR TRACK MOUNTED REVERSE CIRCULATION DRILL OR EQUIVALENT, SERVICE/WATER TRUCK AND TWO PICKUPS-ONE FOR DRILLERS ONE FOR GEOLOGIST.

Measures to be taken to Prevent Unnecessary or Undue Degradation

All efforts will be made to minimize surface degradation of drill site access road and drilling site. A San-O-Let will be placed at the drill site to minimize human waste and all trash will be collected and removed. Temporary plastic fencing will be placed around sumps until drilling is complete and sumps are filled in.

Calculation of Disturbance

(Describe the dimensions of the proposed surface disturbance. Please ensure that all drill sites, new road, overland travel and trenches are included.)

One access road repair/widening of existing road/ track to the section 23 drill sites 2000 ft by 10 ft

Eleven 10/12/6ft deep sumps dug on 50 by 50 foot pad area.

Eleven Drill Site pad construction disturbances 50 ft by 50 ft area

Attachment 5 – Bonding calculation form shows **1.78** acres disturbed.

Bonding Disturbance Calculation

The drill site access road repair along with the sump and drill site area pads will be bonded and shown on Attachment 5 – Bond Calculation Sheets. The total financial guarantee amount is **\$40,382**.

Reclamation Plan

Regrading and reshaping

Upon completion of the drilling the plastic fencing around the sump will be removed and the sump will be filled and the site smoothed out with a blade.

Drill Hole Plugging

The drill hole will be plugged in accordance with Colorado State Regulations-closure standards. If groundwater is encountered the hole will be plugged according to Colorado State regulations. In addition, the drill hole will be plugged prior to the drill rig moving away from the drill site. If required for each hole neat cement grout will be tremied from the bottom to the top of the hole by use of a grout tremie line.

Revegetation

The disturbed drill site area will be revegetated utilizing a seed bed mixture consistent with the local environment and approved by the BLM.

Removal or stabilization of buildings, structures and support facilities

NA

Reclamation Cost Estimate

The bonding reclamation cost estimate is \$40,382. Notice Cost Model Calculations shown on Attachment 5

Attachments

Attachment # 1 Area Access Map

Attachment # 2 Claim and drill site access

Attachment # 3 Claim and drill site access

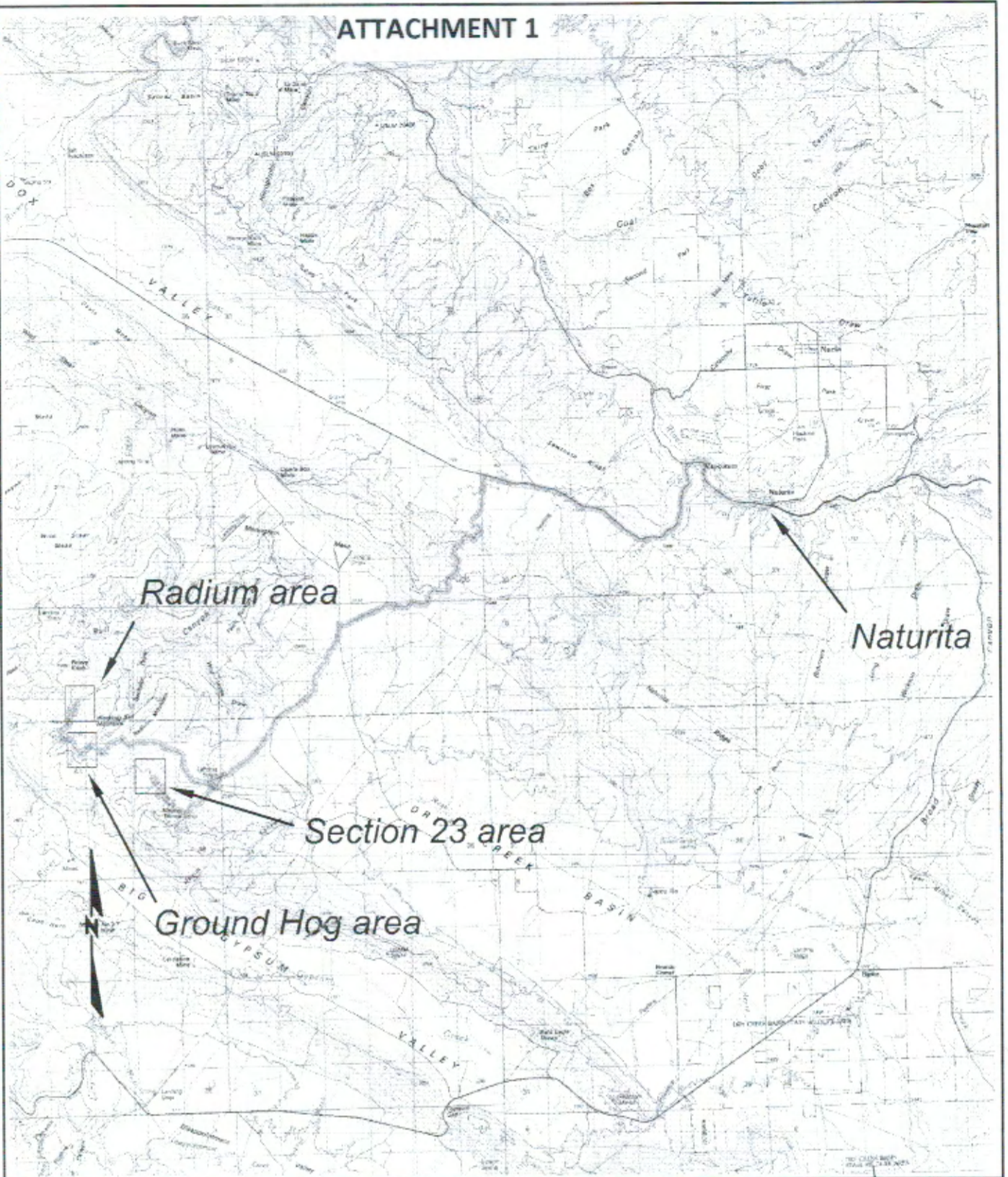
Attachment # 4 Claim and drill site access

Attachment # 5 Bond Calculator Sheets


Operator Signature

Date

ATTACHMENT 1



Legend

 Project Access



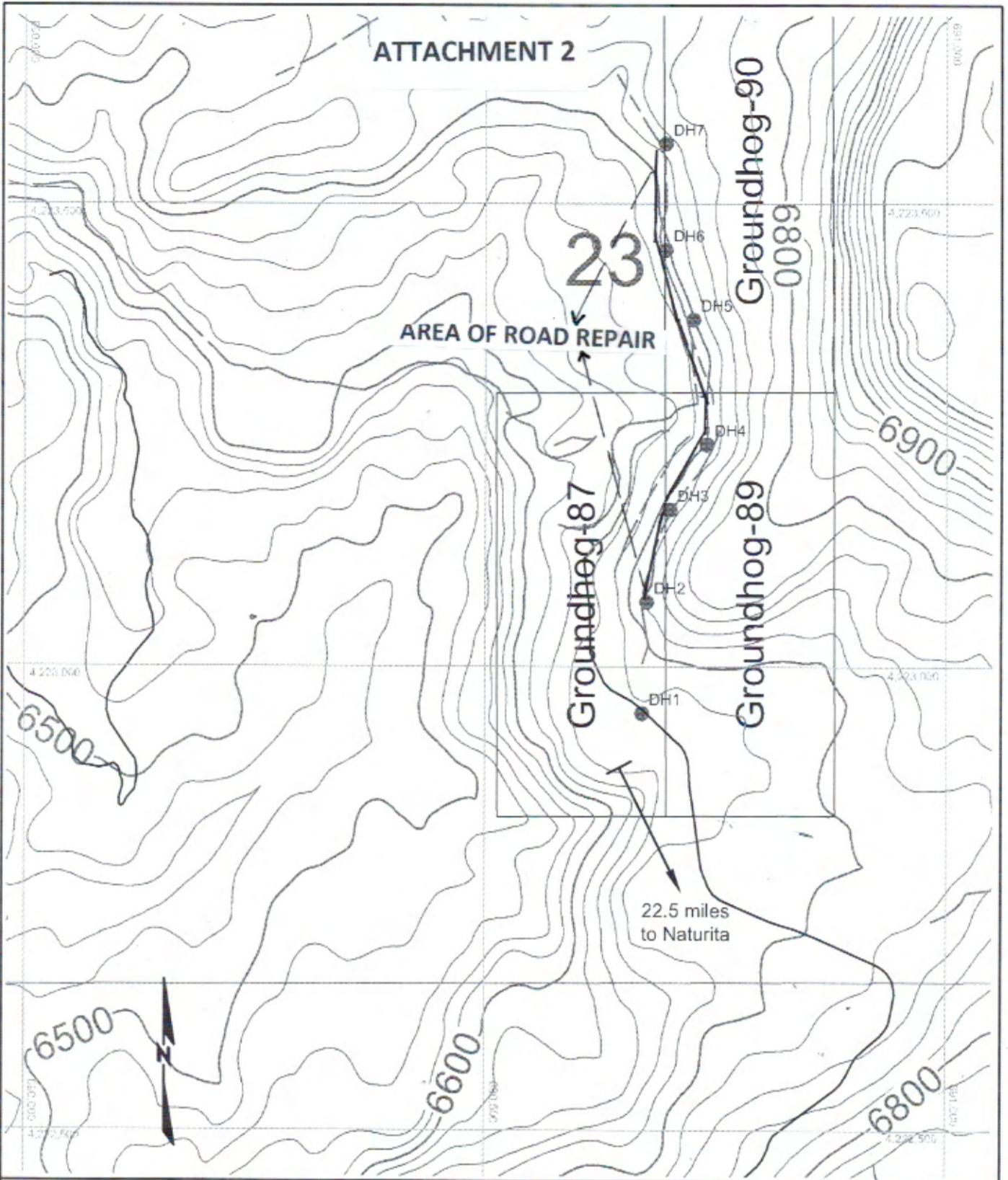
Colorado

Scale









**WEDDING BELL / RADIUM
MOUNTAIN PROJECT**
General Location
San Miguel County, Colorado

ATTACHMENT 2



Legend

-  Proposed drill hole
-  Dirt road - class 1
-  Dirt road - class 2
-  Dirt road - class 3
-  Bulldozer trail - possibly drivable
-  Bulldozer trail - probably impassable

WEDDING BELL / RADIUM
MOUNTAIN PROJECT

Section 23 Area

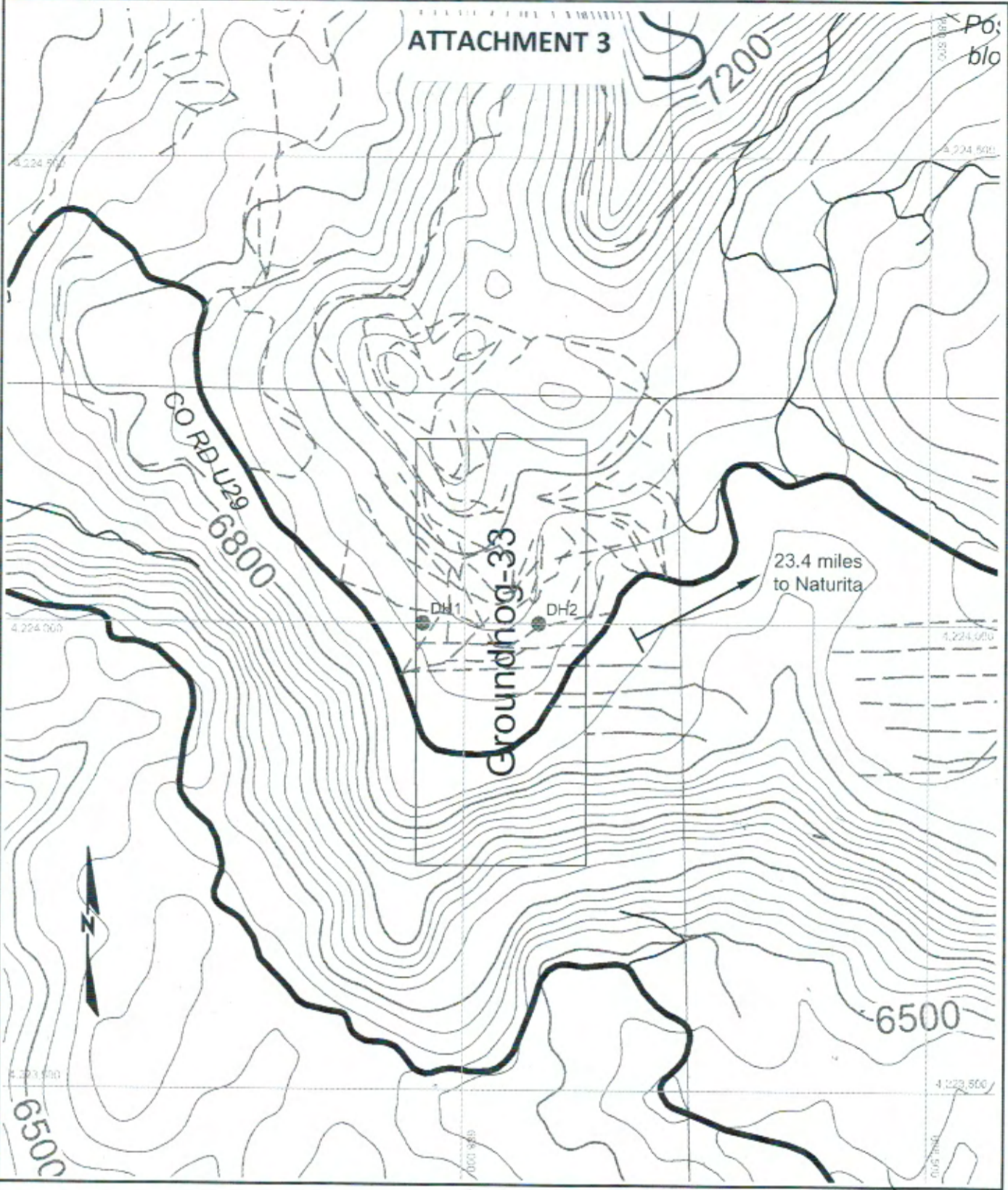
T45N R18W section 23
San Miguel County, Colorado

Scale



ATTACHMENT 3

P6;
blo



Scale



Legend

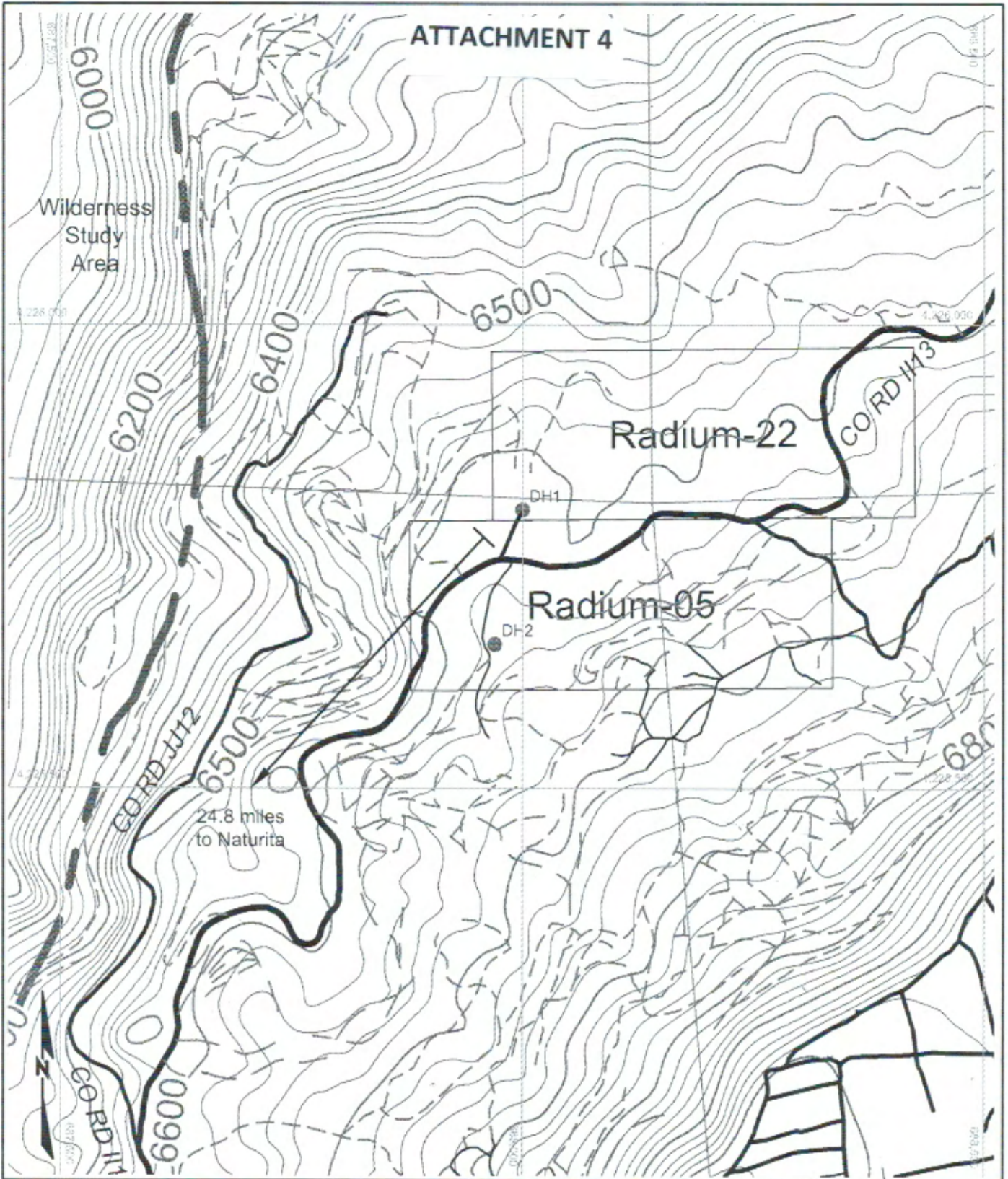
- Proposed drill hole
- Dirt road - class 1
- Dirt road - class 2
- Dirt road - class 3
- Bulldozer trail - possibly drivable
- Bulldozer trail - probably impassable

WEDDING BELL / RADIUM MOUNTAIN PROJECT

Ground Hog Area

T45N R18W section 21
San Miguel County, Colorado

ATTACHMENT 4



Scale



Legend

- Proposed drill hole
- Dirt road - class 1
- Dirt road - class 2
- Dirt road - class 3
- Bulldozer trail - possibly drivable
- Bulldozer trail - probably impassable

WEDDING BELL / RADIUM MOUNTAIN PROJECT

Rim Rock Area

T45N R18W section 16

Montrose County, Colorado

ATTACHMENT 5

	A	B	C	D	E	F	G	H
1	RECLAMATION BOND CALCULATION SPREADSHEET - USER INPUT SHEET							
2	Revised 2018							
3	NOTE: USE THIS SPREADSHEET ONLY IF YOUR TOTAL DISTURBANCE IS LESS THAN 20 ACRES AND AN AQUIFER PROTECTION PERMIT IS NOT REQUIRED.							
4								
5								
6	USER INPUT AND RECLAMATION COST TOTAL							
7	Please fill in the yellow cells relating to the areas to be disturbed during the operation.							
8	Use the units indicated - feet (ft), square feet (sf), inches (in), cubic yards (cu yd), etc.							
9	Identify structure construction type by placing an X in the appropriate cell (line 120-129).							
10	Leave cells that do not apply to your operation blank.							
11	Hover on cells with red in upper right corner to see note to user.							
12								
13	Roads	#1	Length (ft)	2000	Width (ft)	10		
14	(average lengths and widths)	#2	Length (ft)		Width (ft)			
15		#3	Length (ft)		Width (ft)			
16								
17	Road cuts	#1	Length (ft)	2000	Width (ft)	10	Depth of cut (ft)	1
18	(ave. length, width and depth	#2	Length (ft)		Width (ft)		Depth of cut (ft)	
19	of cut at highwall)	#3	Length (ft)		Width (ft)		Depth of cut (ft)	
20	(Enter add'l cuts on Continuation page)							
21								
22	Cleared areas	#1	Length (ft)		Width (ft)			
23	(average lengths & widths)	#2	Length (ft)		Width (ft)			
24		#3	Length (ft)		Width (ft)			
25	(Enter add'l areas on Continuation page)							
26								
27	Drill pads	#1	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1
28	(average lengths, widths and	#2	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1
29	depth of cut)	#3	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1
30	(Enter add'l pads on Continuation page)							
31								
32	Culverts	#1	Length (ft)		Diameter (ft)		Ave. depth (ft)	
33	(average lengths, diameter	#2	Length (ft)		Diameter (ft)		Ave. depth (ft)	
34	and depth of burial)	#3	Length (ft)		Diameter (ft)		Ave. depth (ft)	
35								
36	Waste dumps/spoil piles	#1	Length (ft)		Width (ft)		Face height (ft)	
37	(average length, width and	#2	Length (ft)		Width (ft)		Face height (ft)	
38	height of top surface of dump)	#3	Length (ft)		Width (ft)		Face height (ft)	
39		#4	Length (ft)		Width (ft)		Face height (ft)	
40		#5	Length (ft)		Width (ft)		Face height (ft)	
41		#6	Length (ft)		Width (ft)		Face height (ft)	
42		#7	Length (ft)		Width (ft)		Face height (ft)	
43		#8	Length (ft)		Width (ft)		Face height (ft)	
44		#9	Length (ft)		Width (ft)		Face height (ft)	
45		#10	Length (ft)		Width (ft)		Face height (ft)	
46								
47	Shafts	#1	Length (ft)		Width (ft)		Depth (ft)	
48	(lengths and widths of shafts		Depth of water(ft)					
49	at collar, water depth from bottom)	#2	Length (ft)		Width (ft)		Depth (ft)	
50			Depth of water(ft)					
51		#3	Length (ft)		Width (ft)		Depth (ft)	
52			Depth of water(ft)					
53		#4	Length (ft)		Width (ft)		Depth (ft)	
54			Depth of water(ft)					
55		#5	Length (ft)		Width (ft)		Depth (ft)	
56			Depth of water(ft)					
57								
58	Distance to source of HC fill		Miles		Entry required for shafts with water			
59								
60	Large Pits (Volume > 1000 cu. yd.)	#1	Length (ft)		Width (ft)		Depth (ft)	
61	(Average lengths and widths	#2	Length (ft)		Width (ft)		Depth (ft)	
62	at surface) Generally deep, with	#3	Length (ft)		Width (ft)		Depth (ft)	
63	much excavated material removed	#4	Length (ft)		Width (ft)		Depth (ft)	
64	for processing or sale.	#5	Length (ft)		Width (ft)		Depth (ft)	
65								
66	Small Pits (Volume <1000 cu. yd.)	#1	Length (ft)		Width (ft)		Depth (ft)	

RECLAMATION BOND CALCULATION SPREADSHEET - CONTINUATION SHEET (USER INPUT ALLOWED)

Additional User Input

Note: Dimensions can be added to yellow cells only. White cells are dimensions from Input page.

Road Cuts

							Volume (cu ft)	Area (sq ft)
#1	Length (ft)	2000	Width (ft)	10	Depth of cut (ft)	1	10000	24600
#2	Length (ft)	0	Width (ft)	0	Depth of cut (ft)	0	0	0
#3	Length (ft)	0	Width (ft)	0	Depth of cut (ft)	0	0	0
#4	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#5	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#6	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#7	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#8	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#9	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#10	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#11	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#12	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#13	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#14	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#15	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
Totals							10000	24600

Cleared Areas

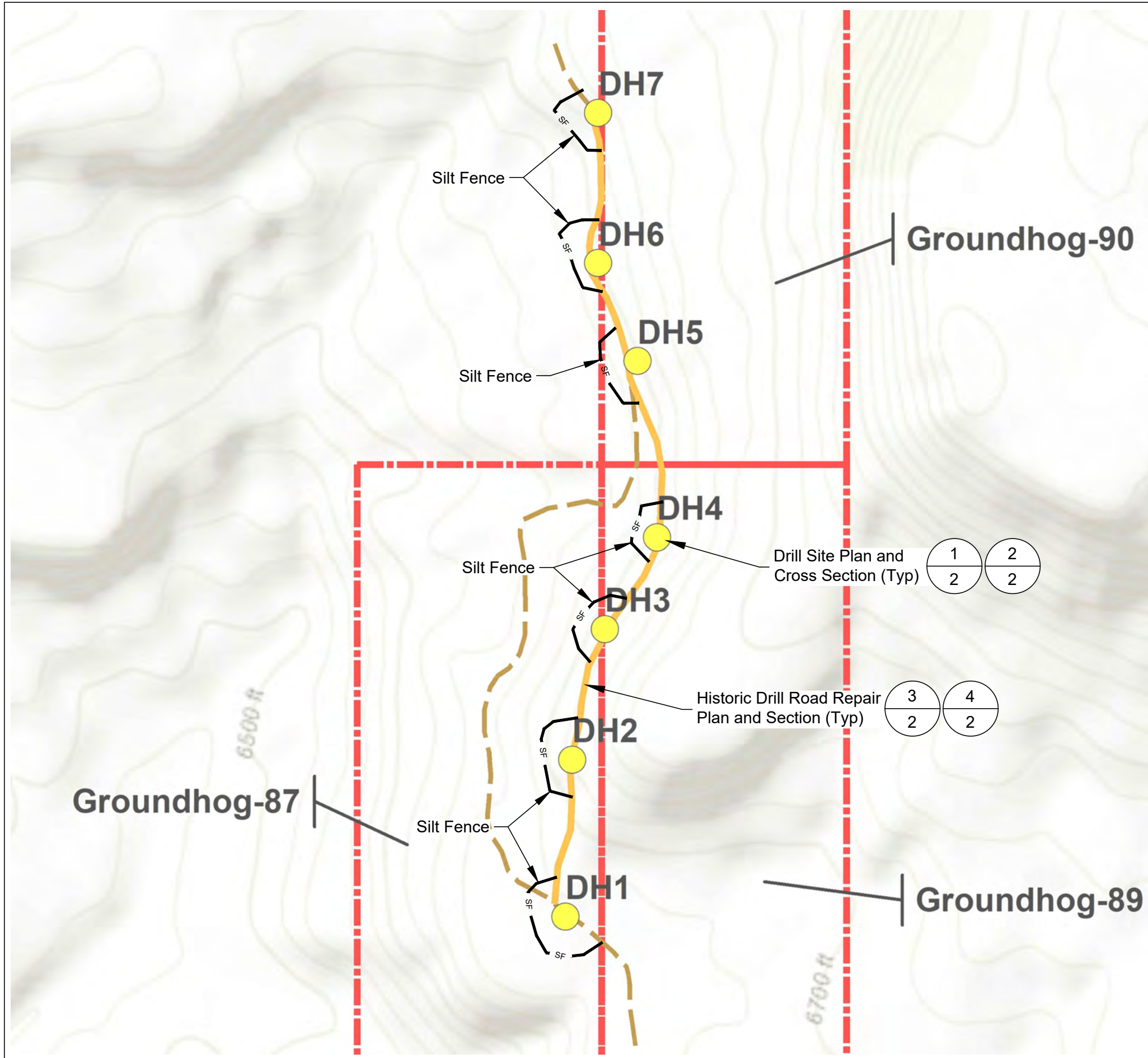
							Area (sq ft)
#1	Length (ft)	0	Width (ft)	0	Depth of cut (ft)	0	0
#2	Length (ft)	0	Width (ft)	0	Depth of cut (ft)	0	0
#3	Length (ft)	0	Width (ft)	0	Depth of cut (ft)	0	0
#4	Length (ft)		Width (ft)		Depth of cut (ft)		0
#5	Length (ft)		Width (ft)		Depth of cut (ft)		0
#6	Length (ft)		Width (ft)		Depth of cut (ft)		0
#7	Length (ft)		Width (ft)		Depth of cut (ft)		0
#8	Length (ft)		Width (ft)		Depth of cut (ft)		0
#9	Length (ft)		Width (ft)		Depth of cut (ft)		0
#10	Length (ft)		Width (ft)		Depth of cut (ft)		0
Totals							0

Drill Pads

							Volume (cu ft)	Area (sq ft)
#1	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#2	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#3	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#4	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#5	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#6	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#7	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#8	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#9	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#10	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#11	Length (ft)	50	Width (ft)	50	Depth of cut (ft)	1	2500	2500
#12	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#13	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#14	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#15	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#16	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#17	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#18	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#19	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#20	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#21	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#22	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#23	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#24	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#25	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#26	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#27	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#28	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#29	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#30	Length (ft)		Width (ft)		Depth of cut (ft)		0	0
#31	Length (ft)		Width (ft)		Depth of cut (ft)		0	0

	A	B	C	D	E	F	G	H
67	Typically shallow, most excavated	#2	Length (ft)		Width (ft)		Depth (ft)	
68	material available to refill pit.	#3	Length (ft)		Width (ft)		Depth (ft)	
69		#4	Length (ft)		Width (ft)		Depth (ft)	
70		#5	Length (ft)		Width (ft)		Depth (ft)	
71	(Enter add'l small pits on Continuation page)							
72								
73	Highwalls	#1	Length (ft)		Height (ft)		Blasting required?	
74	(average length and height)	#2	Length (ft)		Height (ft)		(Yes or No)	
75		#3	Length (ft)		Height (ft)			
76		#4	Length (ft)		Height (ft)			
77								
78	Trenches	#1	Length (ft)		Width (ft)		Depth (ft)	
79	(average lengths and widths	#2	Length (ft)		Width (ft)		Depth (ft)	
80	at surface)	#3	Length (ft)		Width (ft)		Depth (ft)	
81	Generally shallow excavations	#4	Length (ft)		Width (ft)		Depth (ft)	
82	with length much larger than	#5	Length (ft)		Width (ft)		Depth (ft)	
83	width. Excavated material is	#6	Length (ft)		Width (ft)		Depth (ft)	
84	generally available nearby for	#7	Length (ft)		Width (ft)		Depth (ft)	
85	refilling.	#8	Length (ft)		Width (ft)		Depth (ft)	
86		#9	Length (ft)		Width (ft)		Depth (ft)	
87		#10	Length (ft)		Width (ft)		Depth (ft)	
88	(Enter add'l trenches on Continuation page)							
89								
90	Adits		How many?					
91								
92	Water or silt ponds	#1	Length (ft)		Width (ft)		Depth (ft)	
93	(average lengths and widths	#2	Length (ft)		Width (ft)		Depth (ft)	
94	at surface)							
95								
96	Tailings impoundment		Length (ft)		Width (ft)		Face height (ft)	
97	(average length, width, face ht.)							
98								
99	Water wells		Total depth of					
100			all water wells (ft)					
101	Drill holes *		Total length of					
102			all drill holes (ft)	2705				
103	Concrete slabs							
104	Unreinforced	#1	Length (ft)		Width (ft)		Thickness (in)	
105		#2	Length (ft)		Width (ft)		Thickness (in)	
106		#3	Length (ft)		Width (ft)		Thickness (in)	
107		#4	Length (ft)		Width (ft)		Thickness (in)	
108		#5	Length (ft)		Width (ft)		Thickness (in)	
109								
110	Reinforced	#1	Length (ft)		Width (ft)		Thickness (in)	
111		#2	Length (ft)		Width (ft)		Thickness (in)	
112		#3	Length (ft)		Width (ft)		Thickness (in)	
113		#4	Length (ft)		Width (ft)		Thickness (in)	
114		#5	Length (ft)		Width (ft)		Thickness (in)	
115								
116	Concrete foundations		Total (cu. yd.)					
117								
118	Asphalt		Total area (sf)		Thickness (in)			
119								
120	Structures	#1	Length (ft)		Width (ft)		Eave height (ft)	
121	Construction:		Steel?		Block?		Wood?	
122		#2	Length (ft)		Width (ft)		Eave height (ft)	
123	Construction:		Steel?		Block?		Wood?	
124		#3	Length (ft)		Width (ft)		Eave height (ft)	
125	Construction:		Steel?		Block?		Wood?	
126		#4	Length (ft)		Width (ft)		Eave height (ft)	
127	Construction:		Steel?		Block?		Wood?	
128		#5	Length (ft)		Width (ft)		Eave height (ft)	
129	Construction:		Steel?		Block?		Wood?	
130								
131	Fences (add length of all together)		Length (ft)		Wire strands		Post spacing (ft)	
132	Metal gates (don't count wire gates)		How many?					

	A	B	C	D	E	F	G	H
133								
134	Septic tanks		How many?	<input type="text"/>				
135								
136	Trailers		How many?	<input type="text"/>				
137								
138	Tanks, empty		#1 Length/height (ft)	<input type="text"/>	Diameter (ft)	<input type="text"/>		
139	(Steel tanks, not drums)		#2 Length/height (ft)	<input type="text"/>	Diameter (ft)	<input type="text"/>		
140			#3 Length/height (ft)	<input type="text"/>	Diameter (ft)	<input type="text"/>		
141			#4 Length/height (ft)	<input type="text"/>	Diameter (ft)	<input type="text"/>		
142			#5 Length/height (ft)	<input type="text"/>	Diameter (ft)	<input type="text"/>		
143			#6 Length/height (ft)	<input type="text"/>	Diameter (ft)	<input type="text"/>		
144								
145	Tanks, with liquid		Contents:					
146	(list number of each type)		Water or fuel	<input type="text"/>	(Greater than 55 gal.)			
147			Chemicals	<input type="text"/>	(Greater than 55 gal.)			
148								
149	Tires							
150	Off road		How many?	<input type="text"/>				
151	Highway		How many?	<input type="text"/>				
152								
153	Chemical drums		How many?	<input type="text"/>				
154								
155	Fuel/oil/lube drums		How many?	<input type="text"/>				
156								
157	Explosives		Lbs.	<input type="text"/>				
158								
159	Non-metal trash and scrap		Cubic yards	<input type="text"/>				
160								
161	Recyclable metal scrap		Cubic yards	<input type="text"/>	(Crushers, conveyors, screens, steel scrap, etc.)			
162								
163	Mobile equipment & vehicles		How many?	<input type="text"/>	(Includes cars, trucks, dozers, etc.)			
164								
165	Distance to landfill/recycler		Miles	<input type="text" value="23"/>	(Entry required)			
166								
167	Distance to equipment rental		Miles	<input type="text" value="23"/>	(Entry required)			
168								
169	HAZMAT site assessment, testing			<input type="text"/>	(Place an "x" in this box if testing is required)			
170								
171	Your reclamation bond is:		\$40,382					
172	Disturbed Acreage		1.7					
173								
174	* All drill holes are treated the same (wet or dry). Costs are calculated for neat cement grout tremied from bottom to top of hole to meet							
175	ADWR worst case closure standards.							
176								



Legend

- Proposed Drill Hole Location
- - - Historical Drill Road
- Historical Drill Road (Proposed for Repair)
- Claim Area*
- SF — Silt Fence

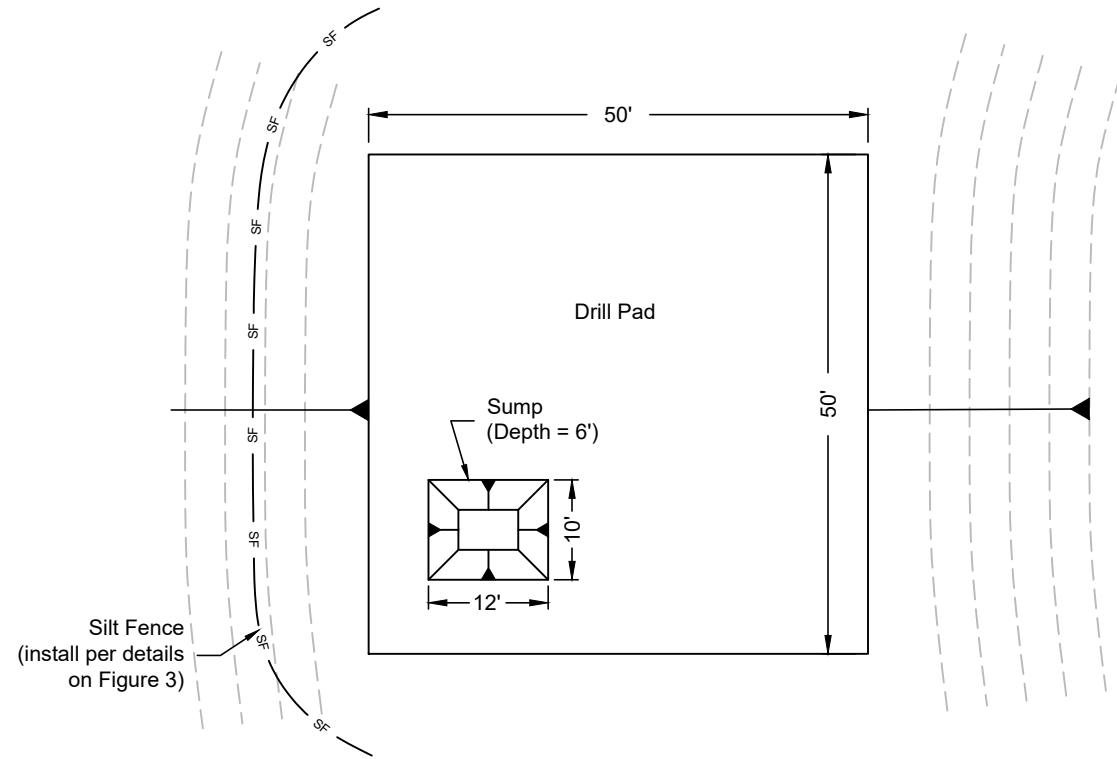
Notes:

1. Claim areas were digitized from hard copy maps and have not been field surveyed/verified for accuracy.
2. Proposed road repair will consist of clearing/relocation of large rocks and logs in order to allow access by wheeled vehicle. Disturbance of the historical drill roads will be limited. No blading, excessive cut/fill, or vegetation removal is proposed.
3. Due to limited road repair, sediment control will not be necessary along the entire route shown in orange. Sediment control will be installed at the proposed drill hole locations and at select locations along the road if deemed necessary.

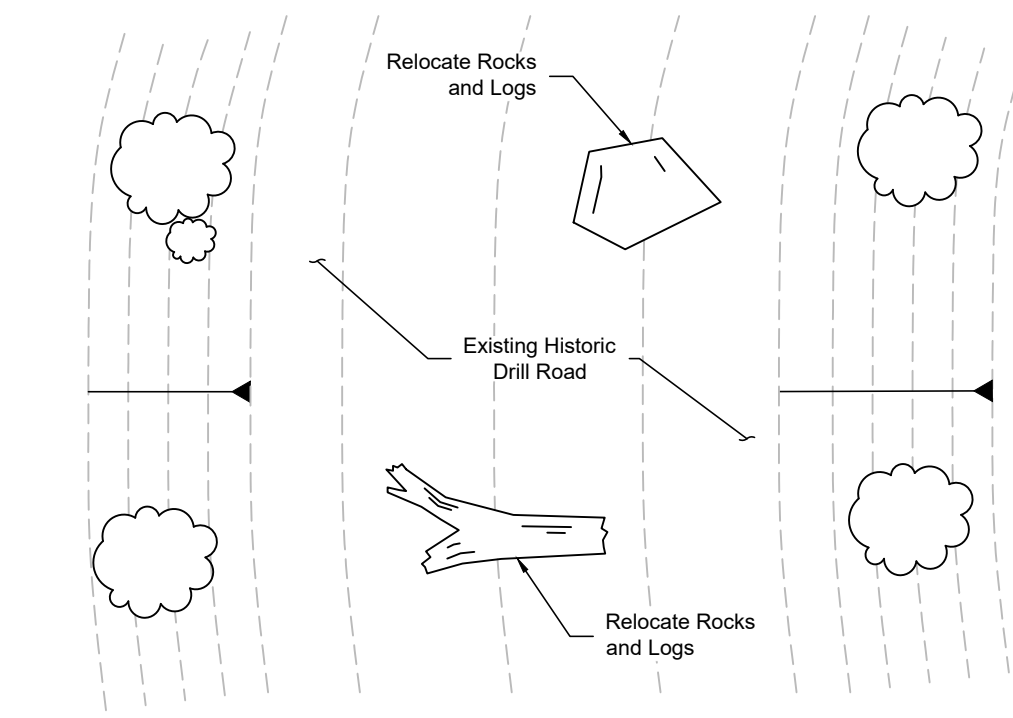
0 250
Approx. Scale (feet)



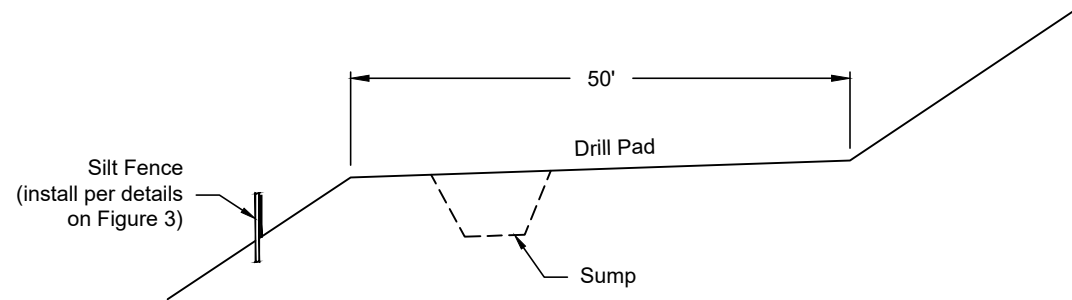
PLC USE PERMIT SECTION 23 AREA MAP AND SEDIMENT CONTROL THOR MINING SAN MIGUEL COUNTY, COLORADO	
	FIGURE 1
PROJECT NO: DE0516	FEBRUARY 2022



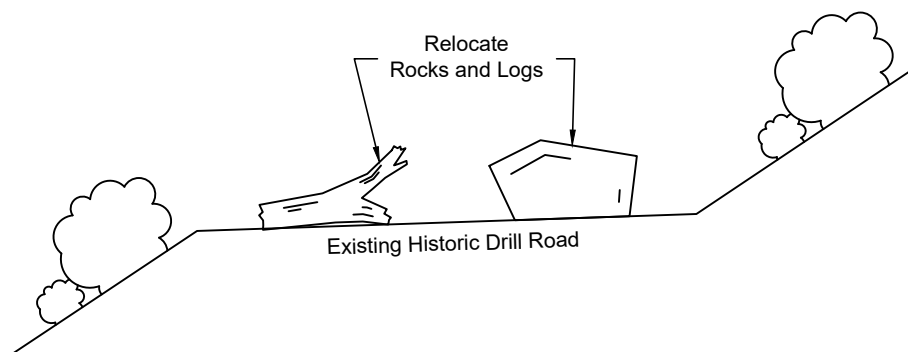
1
1 **DETAIL**
DRILL SITE PLAN (TYP)
SCALE: NTS



3
1 **DETAIL**
HISTORIC DRILL ROAD REPAIR (TYP)
SCALE: NTS



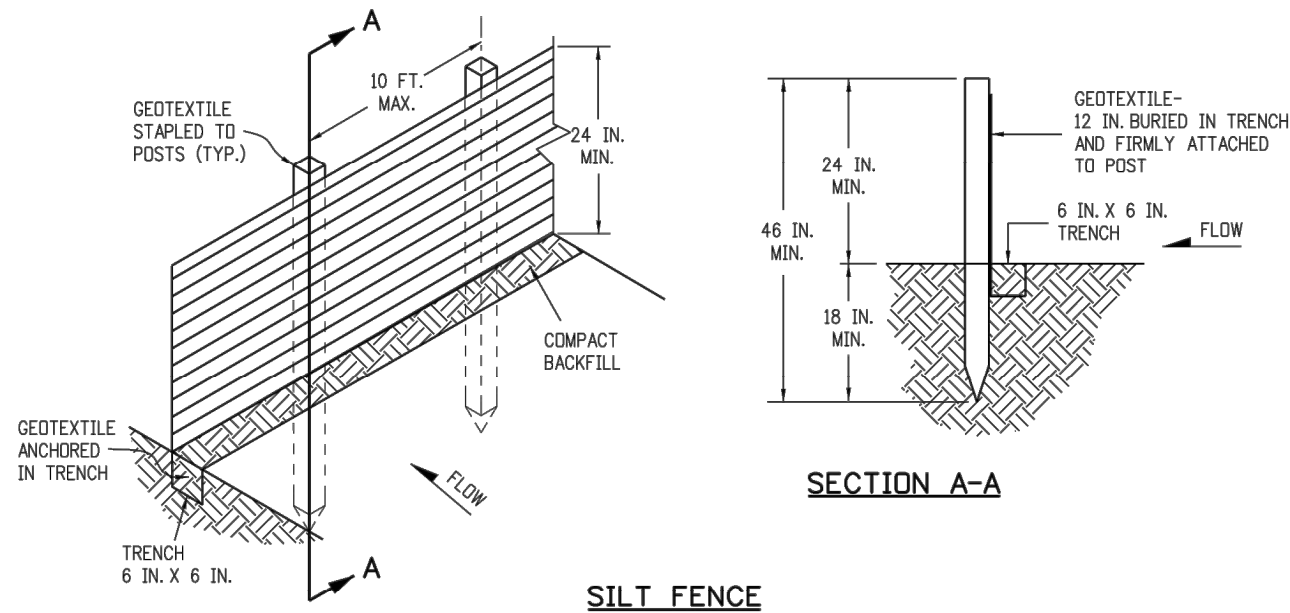
2
1 **DETAIL**
DRILL SITE SECTION (TYP)
SCALE: NTS



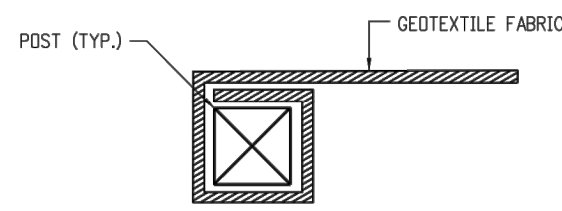
4
1 **DETAIL**
HISTORIC DRILL ROAD REPAIR SECTION (TYP)
SCALE: NTS

PLC USE PERMIT SECTION 23 AREA TYPICAL DETAILS I SAN MIGUEL COUNTY, COLORADO	
	FIGURE 2
PROJECT NO: DE0516	FEBRUARY 2022

Z:\0516 THOR MINING PLC PERMITTING\3.0 DATA AND ANALYSIS\CAD\FIGURE 1 - SITE PLAN_PLIC PERMITTING - Last Saved by: GRigard on 2/24/22

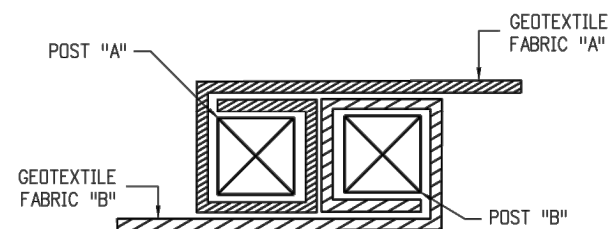


- NOTES:**
1. GEOTEXTILE SHALL BE ATTACHED TO WOOD POSTS WITH THREE OR MORE STAPLES PER POST. STAPLES SHALL BE HEAVY DUTY WIRE AND AT LEAST 1 INCH LONG.
 2. WOOD POST SHALL BE 1 IN. X 1 IN. NOMINAL.
 3. THE PAY ITEM NUMBER FOR SILT FENCE (LF) IS 208-00020.
 4. THE SILT FENCE SHALL BE PLACED ON THE CONTOUR (AT THE SAME ELEVATION ±6 IN.). THE ENDS SHALL BE FLARED UP SLOPE (MINIMUM ELEVATION GAIN OF 18 IN.).



END SECTION DETAIL (PLAN VIEW)

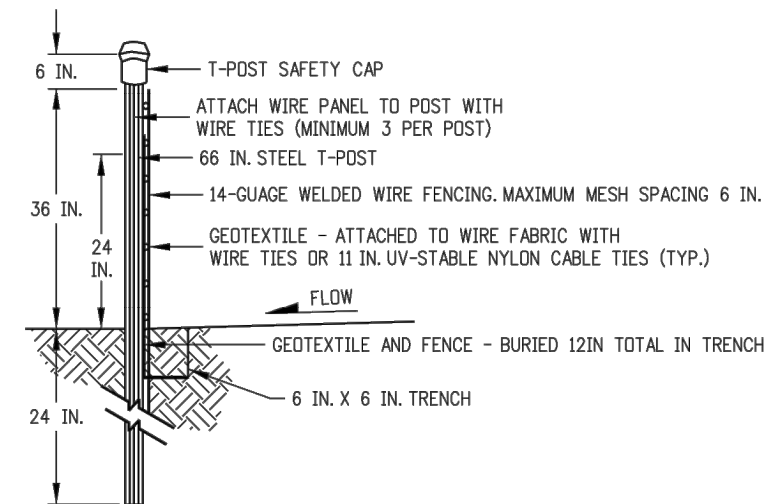
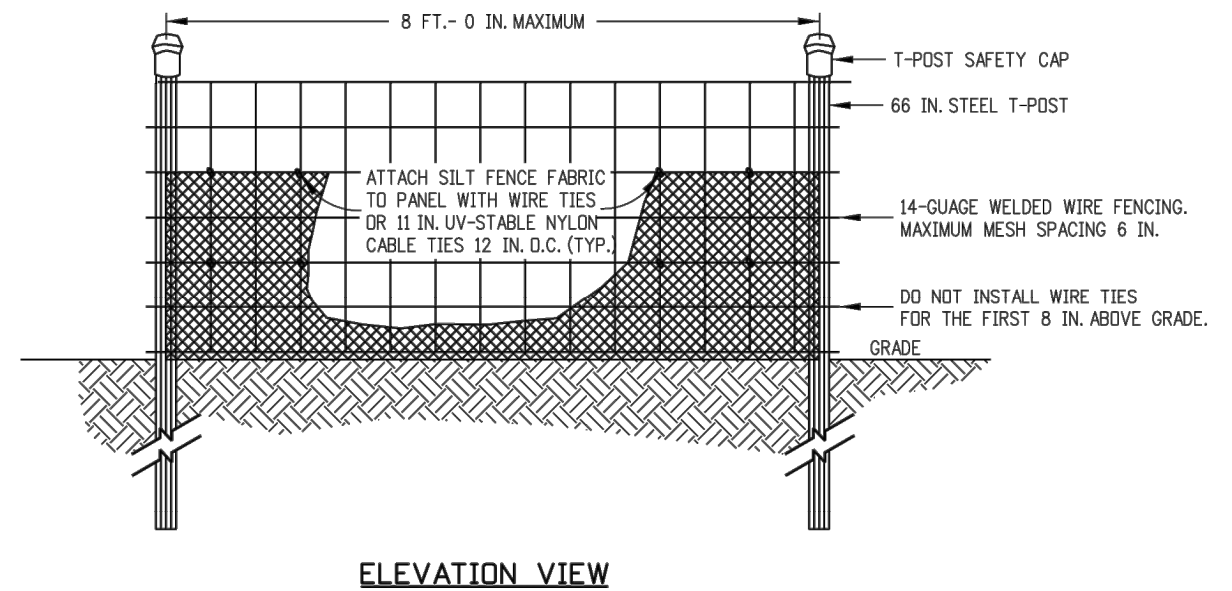
- NOTE:**
1. THE END OF THE SILT FENCE FABRIC SHALL BE WRAPPED APPROX. 6 INCHES AROUND A WOODEN POST ONE FULL TURN, THEN SECURED ALONG THE POST WITH 6 HEAVY DUTY WIRE STAPLES AT LEAST 1 INCH LONG.



JOINING SECTION DETAIL (PLAN VIEW)

- NOTES:**
1. THE ENDS OF THE SILT FENCE FABRIC SHALL BE JOINED TOGETHER BY WRAPPING APPROX. 6 INCHES OF EACH END AROUND A WOODEN POST ONE FULL TURN, THEN SECURED ALONG THE POST WITH 6 HEAVY DUTY WIRE STAPLES AT LEAST 1 INCH LONG.
 2. POSTS SHALL BE TIGHTLY ABUTTED WITH NO GAPS TO PREVENT POTENTIAL FLOW-THROUGH OF SEDIMENT AT JOINT.

SILT FENCE APPLICATIONS



- NOTES:**
1. THE ENDS OF THE SILT FENCE FABRIC SHALL BE JOINED TOGETHER BY WRAPPING APPROX. 6 INCHES OF EACH END AROUND A STEEL T-POST, THEN SECURED ALONG THE POST WITH WIRE TIES (MINIMUM 3 PER POST).
 2. POSTS SHALL BE TIGHTLY ABUTTED WITH NO GAPS TO PREVENT POTENTIAL FLOW-THROUGH OF SEDIMENT AT JOINT.
 3. SILT FENCES SHALL NOT BE USED FOR CHECK DAMS.
 4. THE PAY ITEM NUMBER FOR SILT FENCE (REINFORCED) (LF) IS 208-00021.

SILT FENCE (REINFORCED)

Computer File Information	
Creation Date: 07/04/12	Initials: JBK
Last Modification Date: 04/01/19	Initials: LTA
Full Path: www.codot.gov/business/designsupport	
Drawing File Name: 2080108011.dgn	
CAD Ver.: MicroStation V8 Scale: Not to Scale Units: English	

Sheet Revisions	
Date:	Comments
03/29/16	Minor revisions to some dimensions and Notes.
04/01/19	Revised to comply with the updated Stormwater Construction Permit (SCP) requirements.

Colorado Department of Transportation
 2829 West Howard Place
 CDDT HQ, 3rd Floor
 Denver, CO 80204
 Phone: 303-757-9021 FAX: 303-757-9868
Division of Project Support **JBK/LTA**

TEMPORARY
EROSION CONTROL
 Issued By: Project Development Branch July 4, 2012

PLC USE PERMIT
 SECTION 23 AREA
 TYPICAL DETAILS II
 SAN MIGUEL COUNTY, COLORADO

Geosyntec
 consultants

PROJECT NO: DE0516 FEBRUARY 2022

FIGURE
3

APPLICANT'S CERTIFICATION OF COMPLIANCE WITH THE PUBLIC NOTICING REQUIREMENTS OF THE SAN MIGUEL COUNTY LAND USE CODE SECTION 3-9

Helen Thomas, Applicant, or the duly designated agent(s) of Applicant, has applied to San Miguel County for approval of a land use application. Applicant recognizes that the provisions of the San Miguel County Land Use Code (LUC) Section 3-9 require public notice by First Class mail and posting of the property not less than twenty (20) days before the date scheduled for a public meeting or hearing.

Applicant or Applicant's agent(s) have examined the current tax records of San Miguel County as they appeared either in the records of the San Miguel County Assessor or under the San Miguel County Geographic Information Systems* (GIS) mapping program no more than sixty (60) days prior to the date of the public meeting or hearing. Applicant or Applicant's agent(s) hereby certifies that: (Applicant must check all.)

Following an examination of the records in the San Miguel County Assessor or under the San Miguel County GIS* mapping program, the Applicant has provided public notice, in compliance with LUC § 3-903C not less than twenty (20) days before the date scheduled for a public meeting or hearing, by First Class mail to every property owner and condominium unit owner within 500 feet of the perimeter of the subject property. **I hereby certify that I have attached a copy of this public notice letter and mailing list to this certification.**

AND

Not less than twenty (20) days before the date scheduled for a public meeting or hearing, I hereby certify that, in compliance with LUC § 3-903B, public notice has also been provided by posting a sign in a conspicuous place on the property that is the subject of the land use application.

I understand that San Miguel County requires completion and delivery of this Certification of Compliance to the San Miguel County Planning Department at least ten (10) days prior to the initial public meeting or hearing on a land use application. I further understand that failure to submit the required Certification of Compliance to the County Planning Department at least ten (10) days prior to the initial public meeting on a land use application will result in the public meeting or hearing being rescheduled to a later date.

Helen R Thomas

Name

(Insert Applicant's name if executed by agent)

BLM Tres Rios Field Office

Physical location of Property and/or legal description

29211 Hwy 184, Dolores, CO 81323. Attn: Connie Clementson

Mailing Address (if different from above)

Date: February 22, 2022

Signature: Helen R Thomas

[text/luc/certification.property.owner]

* GIS data may not accurately or completely reflect owners in multi-unit, multi-floor buildings in San Miguel County. In such instance, the applicant must examine the Assessor's information in addition to the GIS data in order to provide the required public notice.

APPLICANT’S CERTIFICATION OF COMPLIANCE WITH THE PUBLIC NOTICING REQUIREMENTS OF THE SAN MIGUEL COUNTY LAND USE CODE SECTION 3-9

Helen Thomas, Applicant, or the duly designated agent(s) of Applicant, has applied to San Miguel County for approval of a land use application. Applicant recognizes that the provisions of the San Miguel County Land Use Code (LUC) Section 3-9 require public notice by First Class mail and posting of the property not less than twenty (20) days before the date scheduled for a public meeting or hearing.

Applicant or Applicant’s agent(s) have examined the current tax records of San Miguel County as they appeared either in the records of the San Miguel County Assessor or under the San Miguel County Geographic Information Systems* (GIS) mapping program no more than sixty (60) days prior to the date of the public meeting or hearing. Applicant or Applicant’s agent(s) hereby certifies that: (Applicant must check all.)

- Following an examination of the records in the San Miguel County Assessor or under the San Miguel County GIS* mapping program, the Applicant has provided public notice, in compliance with LUC § 3-903C not less than twenty (20) days before the date scheduled for a public meeting or hearing, by First Class mail to every property owner and condominium unit owner within 500 feet of the perimeter of the subject property. **I hereby certify that I have attached a copy of this public notice letter and mailing list to this certification.**

AND

- Not less than twenty (20) days before the date scheduled for a public meeting or hearing, I hereby certify that, in compliance with LUC § 3-903B, public notice has also been provided by posting a sign in a conspicuous place on the property that is the subject of the land use application.

I understand that San Miguel County requires completion and delivery of this Certification of Compliance to the San Miguel County Planning Department at least ten (10) days prior to the initial public meeting or hearing on a land use application. I further understand that failure to submit the required Certification of Compliance to the County Planning Department at least ten (10) days prior to the initial public meeting on a land use application will result in the public meeting or hearing being rescheduled to a later date.

Helen R Thomas

Name

(Insert Applicant’s name if executed by agent)

Montrose County Admin

Physical location of Property and/or legal description

317 South 2nd Street, Montrose, CO 81401

Mailing Address (if different from above)

Date: February 22, 2022

Signature: Helen R Thomas

[text/luc/certification.property.owner]

* GIS data may not accurately or completely reflect owners in multi-unit, multi-floor buildings in San Miguel County. In such instance, the applicant must examine the Assessor’s information in addition to the GIS data in order to provide the required public notice.

Norwood Classifieds

Help Wanted



The Telluride Regional Medical Center is seeking to hire a full-time Patient Relations Specialist.

This position is responsible for providing exceptional customer service and successfully navigating patient needs in a confidential, professional and efficient manner. A full position description is included with this posting.

The ideal candidate will have a high school diploma or equivalent, possess exceptional interpersonal and relationship building skills, including conflict resolution, strong attention to detail, proficient computer skills to learn eCW [eClinical Works] program effectively. Bilingual [English/Spanish] is preferred.

A competitive Salary and Benefits package is available and includes:
Medical, Dental, Vision, Vacation, Sick Leave, 401(a) and 457 Retirement Plan options.

This position is an hourly/40 hours per week/non-exempt position. The salary range for this position is \$20-\$23/hour.

Telluride Regional Medical Center is an Equal Opportunity and Affirmative Action Employer and healthcare provider, providing the highest quality, comprehensive Primary Care and exceptional Emergency & Trauma Services to all residents and visitors to our region. We celebrate diversity and are committed to creating an inclusive environment for all.

Position will remain open until filled. Candidates should apply for the position at: <https://jobs.tellmed.org>

All Points Transit (APT), a non-profit transit agency, is seeking a part-time driver (20 - 30 hours/week) for Norwood / Nucla / Naturita routes and a medical shuttle that travels to Montrose / Grand Junction.

APT provides scheduled, door-to-door, driver assisted transportation for seniors, persons with disabilities and others in need.

Applications are available on-line at allpointstransit.org or can be picked up at 175 Merchant Drive in Montrose. Call (970)497-8662 for more information.



San Miguel Power Association, Inc. (SMPA) is seeking to fill:

MECHANIC (Nucla)

To view the complete job posting, benefits, compensation and how to apply, please visit our website www.smpa.com.

SMPA is an Equal Opportunity Provider & Employer.

Help Wanted



The Telluride Regional Medical Center is seeking to hire a full time – Healthcare Informaticist.

Under general supervision of the PC Medical Director, the Healthcare Informaticist is the primary point person for the electronic health records systems (currently eClinical Works, “eCW”), a cloud-based information system. The Healthcare Informaticist is also the HIPAA Compliance Officer.

The Healthcare Informaticist is responsible for workflow analysis, end-user support, reporting and training of the electronic health record systems, patient portal and other application system(s). This position will work closely with the end user, IT, and managers to resolve electronic health record issues efficiently and effectively. The Healthcare Informaticist is also the HIPAA Compliance Officer.

The ideal candidate will have extensive experience in using eCW (eClinical Works) as well as maintain annual HIPAA compliance and Infection Control Training. Two years’ experience in healthcare setting with demonstrated understanding of clinical practice. Specific experience in healthcare informatics required.

This position is hourly/non-exempt. The salary range for this position is \$30-\$33 per hour.

Telluride Regional Medical Center is an Equal Opportunity and Affirmative Action Employer and healthcare provider, providing the highest quality, comprehensive Primary Care and exceptional Emergency & Trauma Services to all residents and visitors to our region. We celebrate diversity and are committed to creating an inclusive environment for all.

Position will remain open until filled. Candidates may apply for the position at <https://jobs.tellmed.org>

Classifieds ads are small but POWERFUL

The Norwood Post has the largest reach of any media in the region and is the only newspaper dedicated to news and information about the Norwood area.

PLACE A CLASSY?
Call the *Norwood Post* TODAY!

Dial 728-9788 ext. 101 to find out more!

Help Wanted



San Miguel County is Hiring!

All positions are full-time, year-round and include a comprehensive benefits package!

Building Inspector

Deputy Assessor

**Administrative Assistant
County Treasurer’s Office**

Mechanic

Equipment Operator

Senior Property Appraiser

Data Collector

**Maintenance Technician/
Carpenter**

To view the complete job descriptions and officially apply for any of the County’s open career opportunities, please visit: www.sanmiguelcountyco.gov/jobs

San Miguel County is an Equal Opportunity Employer (EOE).

HAVE AN EVENT COMING UP?

Get it in the **CHALK BOARD!**

Email

norwoodpost@yahoo.com

Legal Notices

NOTICE- Request for Proposals

San Miguel County requests estimates from experienced landscape designers to develop a conceptual plan with costs for landscaping and other improvements to Galloping Goose Park in the Town of Telluride, San Miguel County, Colorado. RFP info available at <https://www.sanmiguelcountyco.gov/Bids.aspx> or the Parks & Open Space dept., 333 W. Colorado Ave., 3rd Flr., Telluride. Contact Janet Kask (970)369-5469 or janetk@sanmiguelcountyco.gov. Deadline for proposals: 5:00 pm Friday, March 4, 2022, either via USPS mail, email or dropped off at the SMC Parks & Open Space dept. in Telluride.

NOTICE- Request for Proposals

San Miguel County requests estimates from experienced landscape, planning or other firms to develop a conceptual master plan with design and costs for landscaping and other improvements to the new Mill Creek Park, located on the northeast corner of Mill Creek Road, approximately 1.3 miles from Telluride. RFP info available at <https://www.sanmiguelcountyco.gov/Bids.aspx> or the Parks & Open Space dept., 333 W. Colorado Ave., 3rd Flr., Telluride. Contact Janet Kask (970)369-5469 or janetk@sanmiguelcountyco.gov. Deadline for proposals: 5:00 pm Friday, March 4, 2022, either via USPS mail, email or dropped off at the SMC Parks & Open Space dept. in Telluride.

PUBLIC HEARING NOTICE

The San Miguel County Board of County Commissioners has been asked to consider an application submitted by Helen Thomas of Geosyntec on behalf of Thor Mining PLC (Applicant). The applicant proposes Mining Exploration at Groundhog Mine and Section 23 off County Road U29 on BLM land in West End (WE) zone district, San Miguel County. The drill program proposed will involve the location of 9 drill pads, each measuring about 50 feet by 50 feet for the purpose of exploring for Uranium, 10'x12'x6" sump areas, and the use of existing BLM and San Miguel County roads and trails. An application for Conditional Uses on Federal Lands in the WE zone district requires Two-step review by the County Planning Commission and Board of County Commissioners pursuant to Land Use Code Section 5-320 F. XVII.

This Public Hearing is the second step of a Two-step Planning Commission and Board of County Commissioner Review pursuant to Land Use Code Section 5-319 G VII and 3-601 N.

A public meeting on the above application will be held by the San Miguel County Board of County Commissioners at 10:45 a.m. **Wednesday, March 16, 2022.** This meeting will be held online due to COVID-19 virus protocols. To provide comment or ask questions regarding the proposal, please join the meeting at <https://zoom.us/join>, Meeting ID: 534.180.495, Password: 014764; Audio only: Dial 1-301-715-8592 or 1-253-215-8782 (long distance rates may apply).

Written comments of more than one page may not receive complete consideration if not received by March 7, 2022. Send written comments to: San Miguel County Planning Department, P.O. Box 548, Telluride, CO 81435 or to planning@sanmiguelcountyco.gov. Please call the Planning Department at 970-728-3083 for more information on the application.

PERSONAL PROPERTY DECLARATION SCHEDULE

All persons owning, possessing, or controlling taxable personal property with a total actual value greater than \$50,000 (per owner, per county) on January 1, 2022, are required to report the personal property to the assessor by April 15, 2022. Personal Property Declaration Schedules have been mailed to every person, business, or company known to own, possess, or control taxable personal property in the county. Non-receipt of a declaration schedule DOES NOT excuse taxpayers from declaring taxable personal property to the assessor. If you have not received a declaration schedule and own personal property with a value greater than \$50,000, contact the assessor at 970-728-3174.

All personal property with a total actual value in excess of \$50,000 (per owner, per county) is taxable unless specifically exempt by law.

Taxable personal property includes:

- All residential household furnishings used to produce income
- Equipment, furniture, and machinery used by commercial, industrial, and natural resource operations
- Property used in an agribusiness that does not qualify as agricultural pursuant to § 39-1-102(1.6)(a), C.R.S.
- Expensed assets with a life greater than one year
- Fully depreciated assets still in use
- Personal property in storage that is subject to IRS depreciation
- Leasehold improvements

Equipment that is licensed as a motor vehicle (SMM plate or Z-Tab) is not reported on the Personal Property Declaration Schedule.

Completed declaration schedules are due April 15, 2022. You may extend the deadline if, prior to April 15, the assessor receives your written request for an extension along with \$20 for a 10-day extension, or \$40 for a 20-day extension. If you do not meet the April 15 deadline and do not request an extension, a penalty in the amount of \$50 or 15% of the taxes due (whichever is less) will be applied to your account.

If you fail to file a declaration schedule, the assessor will establish a taxable value based on the “best information available” and add a penalty of up to 25% of assessed value for any omitted property that is subsequently discovered.

TOWN OF NORWOOD: In accordance with section 31-12-108(1) of the Colorado Revised Statutes, the Board of Trustees, by Resolution, has set a public hearing date for March 9, 2022 beginning at 7:00pm to determine the annexation eligibility of property located at 1545 Spruce Street into the Town of Norwood. The Board of Trustees will determine whether the annexation meets the requirements of section 30 of article II of the state constitution and sections 31-12-104 and 31-12-105. This notice is being accomplished in accordance with section 31-12-108(2) and shall be posted in a newspaper of general circulation in the area proposed to be annexed. Such notice shall be posted on February 2nd, 9th, 16, and 23rd.

NOTICE- Request for Proposals

San Miguel County requests estimates from carpenters and builders with historic preservation experience to implement a 2-phased repair project at the historic Lewis Mill, located at 12,450' elevation near the head of Bridal Veil Basin east of Telluride in San Miguel County, Colorado. RFP info available at <https://www.sanmiguelcountyco.gov/Bids.aspx> or the Parks & Open Space dept., 333 W. Colorado Ave., 3rd Flr., Telluride. Contact Janet Kask (970)369-5469 or janetk@sanmiguelcountyco.gov. Deadline for proposals: 5:00 pm, Friday March 4, 2022, either via USPS mail, email or dropped off at the SMC Parks & Open Space dept. in Telluride.

The Farmers’ Water Development Company (FWDC) has received written request to replace a lost, destroyed or wrongfully taken share certificate #1138 currently issued in the name of Steven S. Baker. Unless written notice of objection to the issuance of a replacement share certificate is filed with FWDC, PO Box 10, Norwood, CO 81423 within 30 days of the last date of publication in the Norwood Post, a replacement share certificate will be issued to the shareholder and the original share certificate will be permanently cancelled on the records of FWDC.

NOTICE OF PURCHASE OF PROPERTY AT TAX LIEN SALE AND OF APPLICATION FOR ISSUANCE OF TREASURER’S DEED

To Every Person in Actual Possession or Occupancy of the hereinafter Described Land, Lot or Premises, and to the Person in Whose Name the same was Taxed or Specially Assessed, and to all Persons having Interest of Title of Record in or to the said Premises and To Whom It May Concern, and more especially to: MARTIN SUSAN R AND RUSSELL MATTHEW S AS JT PO BOX 3663 MONTROSE, CO 81402

You and each of you are hereby notified that on the 26th day of November 2018, the then County Treasurer of San Miguel County, in the State of Colorado, sold at public tax lien sale to JYD, LLC the following described property situate in the County of San Miguel, State of Colorado, to-wit: **LOT 4, SAN JUAN VISTA SUBDIVISION, FILING 1** and said County Treasurer issued a certificate of purchase therefore to JYD, LLC. That said tax lien sale was made to satisfy the delinquent property (and special assessment) taxes assessed against said property for the year 2017; That said property was taxed or specially assessed in the name(s) of MARTIN SUSAN R AND RUSSELL MATTHEW S AS JT for said year 2017; That said JYD, LLC on the 4th day of January 2022, the present holder of said certificate (who) has made request upon the Treasurer of said County for a deed to said property; That a Treasurer’s Deed will be issued for said property to JYD, LLC on the 22nd day of June 2022, unless the same has been redeemed;

Said property may be redeemed from said sale at any time prior to the actual execution of said Treasurer’s Deed. This Notice of Purchase has also been published in THE TELLURIDE DAILY PLANET AND THE NORWOOD POST on February 23, 2022, March 2, 2022 and March 9, 2022.

/S/: Brandi Hatfield, Treasurer of San Miguel County, Colorado

PUBLIC HEARING NOTICE

The San Miguel County Board of Commissioners has been asked to consider an application submitted by Gabriel Sweet, Big Rock Exploration LLC on behalf of Alianza Minerals LTD (Applicant). The applicant proposes Mining Exploration in Klondike Basin on BLM land off County Road 23R and on a State Land Board parcel located at S16 T43N R16W in West End (WE) zone district, San Miguel County. The drill program proposed includes up to 20 drill pads, each measuring about 60 feet by 60 feet for the purpose of exploring for copper. 1 laydown area, the use of existing BLM and San Miguel County roads and trails, and development of several limited temporary access routes. An application for a Mining Special Use Permit and Conditional Uses on Federal Lands in the WE zone district is subject to Two-step Review, i.e. review and recommendation at a public meeting by the Planning Commission and review and action at a Public Hearing by the Board of County Commissioners.

This Public Hearing is the second step of a Two-step Planning Commission and Board of County Commissioner Review pursuant to Land Use Code Section 5-319 G VII and 3-601 N.

A public meeting on the above application will be held by the San Miguel County Planning Commission at 10:00 a.m. **Wednesday, March 16, 2022.** This meeting will be held online due to COVID-19 virus protocols. To provide comment or ask questions regarding the proposal, please join the meeting at <https://zoom.us/join>, Meeting ID: 534.180.495, Password: 014764; Audio only: Dial 1-301-715-8592 or 1-253-215-8782 (long distance rates may apply).

Written comments of more than one page may not receive complete consideration if not received by March 7, 2022. Send written comments to: San Miguel County Planning Department, P.O. Box 548, Telluride, CO 81435 or to planning@sanmiguelcountyco.gov. Please call the Planning Department at 970-728-3083 for more information on the application. A copy of this pending land use application may be viewed at <https://www.sanmiguelcountyco.gov/490/Other-Resources>

PUBLIC NOTICE

HOTEL & RESTAURANT LIQUOR LICENSE

Pursuant to the Colorado Liquor Code (Article 3, Title 44, C.R.S.) 19 Lone Hand LLC, d/b/a The Blue Jay, 22332 HWY 145, Placerville, Colorado 81430, hereby gives notice that they have made application for a license to sell Malt, Vinous and Spirituous Liquors, for consumption on the premises of the license, and have filed for said application with the San Miguel County Board of Commissioners, January 31, 2022. The officers of the Limited Liability Company are as follows: Lei Gao, Denver, Co 80210

Said application is made for a Hotel & Restaurant Liquor License, to be located at 22332 HWY 145, Placerville, Colorado, San Miguel County, Colorado. Public hearing on this application will be held before the Board of County Commissioners at 9:30 A.M. Wednesday, March 2, 2022, at the Miramonte Meeting Room in Telluride, Colorado.

Interested persons may join a Zoom meeting at <https://us02web.zoom.us/j/534180495> Meeting ID: 534 180 495 Password: 014764 to be heard for or against the granting of said license. Submittal by written comments may be rejected by the Board and they may rescind the previous policy motion if comments of more than one page are not received by Feb. 28, 2022. Send comments to San Miguel County Commissioners, PO Box 1170, Telluride Co 81435 or bocc@sanmiguelcountyco.gov.

Stephanie Van Damme
County Clerk & Recorder

Planet Classifieds

Call 970-728-9788 or visit www.telluridedailyplanet.com

Legal Notices

PROPERTY TAX EXEMPTION FOR QUALIFYING SENIOR CITIZENS AND DISABLED VETERANS

The Colorado Constitution establishes a property tax exemption for senior citizens and disabled veterans. For those who qualify, 50 percent of the first \$200,000 in actual value of the primary residence is exempted from property tax. The State of Colorado pays the property taxes on the exempted value. Qualifying seniors are urged to submit applications if they have not yet done so.

SENIOR CITIZEN EXEMPTION:
Basic Qualifications - Generally, each of the following statements must be true to qualify for the senior citizen exemption. The qualifying senior:

- Must be at least 65 years old on January 1 of the year the application is filed; and
 - Must be the current owner of record, and listed as the owner of record for at least 10 consecutive years prior to January 1; and
 - Must occupy the property as his/her primary residence, and must have done so for at least 10 consecutive years prior to January 1.
- Surviving spouses of previously qualified senior citizens may be able to continue receiving the exemption with a long form application.
- Exceptions to Basic Qualifications - The applicant may still qualify if one or more of the following statements are true:
- Ownership is in the spouse's name, and the spouse also occupies the property;
 - Ownership has been transferred to or purchased by a trust, corporate partnership or other legal entity solely for estate planning purposes;
 - The qualifying senior or his/her spouse was or is confined to a health care facility;
 - The applicant was forced to move when the prior residence was condemned in an eminent domain proceeding;
 - The applicant is the surviving spouse of a senior who met the requirements on January 1, 2002, or on any January 1 thereafter.
 - The qualifying senior citizen's prior residence was destroyed or otherwise rendered uninhabitable by a natural disaster.
- How to Apply - To apply, you must complete the appropriate application form and return it to the assessor by July 15. The assessor must accept late applications until August 15. The "Short Form" application may be used by qualifying senior citizens who meet each of the basic qualifications. The "Long Form" application must be used by applicants who satisfy one or more of the exceptions to the basic qualifications. If you would like to receive an application form or a brochure that explains the senior citizen exemption in greater detail, or if you

have any questions regarding the exemption, please call the assessor's office at 970-728-3174.

DISABLED VETERAN EXEMPTION:
Basic Qualifications - Generally, each of the following statements must be true to qualify:

- The applicant must be a veteran who sustained a service-connected disability while serving on active duty in the Armed Forces of the United States. This includes members of the National Guard and Reserves who sustained injuries while serving on active duty;
 - The applicant must have been honorably discharged;
 - The federal Department of Veterans Affairs has rated the applicant's service-connected disability as a one hundred percent permanent disability through disability retirement benefits pursuant to a law or regulation administered by the department, the U.S. Department of Homeland Security, or the Department of the Army, Navy, or Air Force.
 - The applicant must be the owner of record and must have been the owner of record since January 1 of the current year; and
 - The applicant must have occupied the property as his/her primary residence since January 1 of the current year.
 - In many cases, an eligible surviving spouse of a previously qualified disabled veteran may continue to receive the exemption by submitting a disabled veteran surviving spouse form to the assessor's office.
- Exceptions to Basic Qualifications - The applicant may still qualify if one or more of the following statements are true:
- Ownership is in the spouse's name, and the spouse also occupies the property;
 - Ownership has been transferred to or purchased by a trust, corporate partnership or other legal entity solely for estate planning purposes;
 - The qualifying disabled veteran or his/her spouse was or is confined to a health care facility;
 - The applicant was forced to move when the prior residence was condemned in an eminent domain proceeding.
 - The applicant is the surviving spouse of a previously qualified veteran who met the requirements through the Colorado Division of Veterans Affairs.
- How to Apply - To apply, you must file a completed application with the Colorado Division of Veterans Affairs by July 1. The Division of Veterans Affairs may accept late applications until August 2 if the applicant can show good cause for missing the July 1 deadline. The surviving spouse of a prequalified veteran must apply directly to the assessor's office no later than July 1. If you would like to receive an application form or a brochure that explains the disabled veteran exemption in greater detail, or if you have any questions regarding the exemption, please call the assessor's office at 970-728-3174.

Norwood Long-Term



****HOUSING AVAILABLE****

For remainder of winter season

4bd house w/1room
2 bdr condo w/1 room

Must be an employee of Black Tie Skis.

Black Tie Skis is hiring for 21/22 Winter season.

Reservation Agents
\$17 to \$26

Delivery Rental Technicians \$14 to \$28 (must have valid license)

Valet/Shop Rental Techs
\$16 to \$25

Full-time positions include ski pass or equal compensation.

Start and end of season bonus programs.

Gear discounts and employee demo programs.

Please send resume to Sam@blacktieskis.com or call (970)369-7799

Rentals Wanted

Seeking 4-5 bedroom home for 2-3 weeks near end Sept '22 into early Oct with great views of mountains & foliage. My wife and I are 60 will be joined by 2 adult children (27 & 31) and one small 15 lb bichon(Rudy) and Golden Lab(Leo). We will take good care of your home.
timd@specifiedcomponents.com
847-219-5293

Real Estate

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Land
Manufactured Homes

Investment Opportunities



NEED A BEACH HOUSE?

Telluride couple seeks Partner(s) to build upon our incredible Beach Front Lot Troncones, Guerrero MX

diamondemas@gmail.com for details

Commercial Properties



Bedrock Store
9812 CO Hwy 90
\$449,000

Historic Commercial / Grocery / Liquor / Gas

Contact JJ with Coldwell Banker DP at (970) 729-0065

Services

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Susannah Smith PhD
Clinical Psychology & OD Consulting
Board Certified

Children, Adolescents, Adults, Couples, Telehealth Distance Therapy

Telluride & Ridgway

(970)728-5234
shas14@gmail.com

CreativeTeamConsulting.com

Give 'em a brake!



Only You Can Prevent Roadkill! Slow Down! Pay Attention!

Flash headlights 3 times to warn oncoming drivers of wildlife on or near roadways.

Colorado State Patrol wants to remind you to lower headlights within 500 ft. of oncoming vehicles.

Rentals Wanted



Telluride Academy is in search of seasonal (June-August) housing for our field staff.

We are looking for rental houses, individual bedrooms, caretaker units or open space. Please consider donating, renting or trading for camp.

Your help is greatly appreciated.

Contact sophie@tellurideacademy.org

Classifieds are in:

- ☑ Planet and Watch
- ☑ Online and Print
- ☑ With **60,000+** readers each week

Ask how to **SAVE on Monthly Packages!**

Call Today
970-728-9788

Telluride Local Media

NOTICE- Request for Proposals

San Miguel County requests estimates from experienced landscape designers to develop a conceptual plan with costs for landscaping and other improvements to Galloping Goose Park in the Town of Telluride, San Miguel County, Colorado. RFP info available at <https://www.sanmiguelcountycolorado.gov/Bids.aspx> or the Parks & Open Space dept., 333 W. Colorado Ave., 3rd Fl., Telluride. Contact Janet Kask (970)369-5469 or janetk@sanmiguelcountycolorado.gov. Deadline for proposals: 5:00 pm Friday, March 4, 2022, either via USPS mail, email or dropped off at the SMC Parks & Open Space dept. in Telluride.

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All persons owning, possessing, or controlling taxable personal property with a total actual value greater than \$50,000 (per owner, per county) on January 1, 2022, are required to report the personal property to the assessor by April 15, 2022. Personal Property Declaration Schedules have been mailed to every person, business, or company known to own, possess, or control taxable personal property in the county. Non-receipt of a declaration schedule DOES NOT excuse taxpayers from declaring taxable personal property to the assessor. If you have not received a declaration schedule and own personal property with a value greater than \$50,000, contact the assessor at 970-728-3174.

All personal property with a total actual value in excess of \$50,000 (per owner, per county) is taxable unless specifically exempt by law.

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- Expensed assets with a life greater than one year
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- Leasehold improvements

Equipment that is licensed as a motor vehicle (SMM plate or Z-Tab) is not reported on the Personal Property Declaration Schedule.

Completed declaration schedules are due April 15, 2022. You may extend the deadline if, prior to April 15, the assessor receives your written request for an extension along with \$20 for a 10-day extension, or \$40 for a 20-day extension. If you do not meet the April 15 deadline and do not request an extension, a penalty in the amount of \$50 or 15% of the taxes due (whichever is less) will be applied to your account.

If you fail to file a declaration schedule, the assessor will establish a taxable value based on the "best information available" and add a penalty of up to 25% of assessed value for any omitted property that is subsequently discovered.

PUBLIC HEARING NOTICE

The San Miguel County Board of County Commissioners has been asked to consider an application submitted by Helen Thomas of Geosyntec on behalf of Thor Mining PLC (Applicant). The applicant proposes Mining Exploration at Groundhog Mine and Section 23 off County Road U29 on BLM land in West End (WE) zone district, San Miguel County. The drill program proposed will involve the location of 9 drill pads, each measuring about 50 feet by 50 feet for the purpose of exploring for Uranium, 10'x12'x6" sump areas, and the use of existing BLM and San Miguel County roads and trails. An application for Conditional Uses on Federal Lands in the WE zone district requires Two-step review by the County Planning Commission and Board of County Commissioners pursuant to Land Use Code Section 5-320 F. XVII.

This Public Hearing is the second step of a Two-step Planning Commission and Board of County Commissioner Review pursuant to Land Use Code Section 5-319 G VII and 3-601 N.

A public meeting on the above application will be held by the San Miguel County Board of County Commissioners at 10:45 a.m. **Wednesday, March 16, 2022.** This meeting will be held online due to COVID-19 virus protocols. To provide comment or ask questions regarding the proposal, please join the meeting at <https://zoom.us/join>, Meeting ID: 534.180.495, Password: 014764; Audio only: Dial 1-301-715-8592 or 1-253-215-8782 (long distance rates may apply).

Written comments of more than one page may not receive complete consideration if not received by March 7, 2022. Send written comments to: San Miguel County Planning Department, P.O. Box 548, Telluride, CO 81435 or to planning@sanmiguelcountycolorado.gov. Please call the Planning Department at 970-728-3083 for more information on the application. A copy of this pending land use application may be viewed at <https://www.sanmiguelcountycolorado.gov/490/Other-Resources>

NOTICE- Request for Proposals

San Miguel County requests estimates from experienced landscape, planning or other firms to develop a conceptual master plan with design and costs for landscaping and other improvements to the new Mill Creek Park, located on the northeast corner of Mill Creek Road, approximately 1.3 miles from Telluride. RFP info available at <https://www.sanmiguelcountycolorado.gov/Bids.aspx> or the Parks & Open Space dept., 333 W. Colorado Ave., 3rd Fl., Telluride. Contact Janet Kask (970)369-5469 or janetk@sanmiguelcountycolorado.gov. Deadline for proposals: 5:00 pm Friday, March 4, 2022, either via USPS mail, email or dropped off at the SMC Parks & Open Space dept. in Telluride.

NOTICE- Request for Proposals

San Miguel County requests estimates from carpenters and builders with historic preservation experience to implement a 2-phased repair project at the historic Lewis Mill, located at 12,450' elevation near the head of Bridal Veil Basin east of Telluride in San Miguel County, Colorado. RFP info available at <https://www.sanmiguelcountycolorado.gov/Bids.aspx> or the Parks & Open Space dept., 333 W. Colorado Ave., 3rd Fl., Telluride. Contact Janet Kask (970)369-5469 or janetk@sanmiguelcountycolorado.gov. Deadline for proposals: 5:00 pm, Friday March 4, 2022, either via USPS mail, email or dropped off at the SMC Parks & Open Space dept. in Telluride.

NOTICE OF PURCHASE OF PROPERTY AT TAX LIEN SALE AND OF APPLICATION FOR ISSUANCE OF TREASURER'S DEED

To Every Person in Actual Possession or Occupancy of the hereinafter Described Land, Lot or Premises, and to the Person in Whose Name the same was Taxed or Specially Assessed, and to all Persons having Interest of Title of Record in or to the said Premises and to Whom It May Concern, and more especially to: MARTIN SUSAN R AND RUSSELL MATTHEW S AS JT PO BOX 3663 MONTROSE, CO 81402

You and each of you are hereby notified that on the 26th day of November 2018, the then County Treasurer of San Miguel County, in the State of Colorado, sold at public tax lien sale to JYD, LLC the following described property situated in the County of San Miguel, State of Colorado, to-wit: **LOT 4, SAN JUAN VISTA SUBDIVISION, FILING 1** and said County Treasurer issued a certificate of purchase therefore to JYD, LLC. That said tax lien sale was made to satisfy the delinquent property (and special assessment) taxes assessed against said property for the year 2017; That said property was taxed or specially assessed in the name(s) of MARTIN SUSAN R AND RUSSELL MATTHEW S AS JT for said year 2017; That said JYD, LLC on the 4th day of January 2022, the present holder of said certificate (who) has made request upon the Treasurer of said County for a deed to said property; That a Treasurer's Deed will be issued for said property to JYD, LLC on the 22nd day of June 2022, unless the same has been redeemed;

Said property may be redeemed from said sale at any time prior to the actual execution of said Treasurer's Deed. This Notice of Purchase has also been published in THE TELLURIDE DAILY PLANET AND THE NORWOOD POST on February 23, 2022, March 2, 2022 and March 9, 2022.

/S/: Brandi Hatfield, Treasurer of San Miguel County, Colorado

PUBLIC HEARING NOTICE

The San Miguel County Board of Commissioners has been asked to consider an application submitted by Gabriel Sweet, Big Rock Exploration LLC on behalf of Alianza Minerals LTD (Applicant). The applicant proposes Mining Exploration in Klondike Basin on BLM land off County Road 23R and on a State Land Board parcel located at S16 T43N R16W in West End (WE) zone district, San Miguel County. The drill program proposed includes up to 20 drill pads, each measuring about 60 feet by 60 feet for the purpose of exploring for copper, 1 laydown area, the use of existing BLM and San Miguel County roads and trails, and development of several limited temporary access routes. An application for a Mining Special Use Permit and Conditional Uses on Federal Lands in the WE zone district is subject to Two-step Review, i.e. review and recommendation at a public meeting by the Planning Commission and review and action at a Public Hearing by the Board of County Commissioners.

This Public Hearing is the second step of a Two-step Planning Commission and Board of County Commissioner Review pursuant to Land Use Code Section 5-319 G VII and 3-601 N.

A public meeting on the above application will be held by the San Miguel County Planning Commission at 10:00 a.m. **Wednesday, March 16, 2022.** This meeting will be held online due to COVID-19 virus protocols. To provide comment or ask questions regarding the proposal, please join the meeting at <https://zoom.us/join>, Meeting ID: 534.180.495, Password: 014764; Audio only: Dial 1-301-715-8592 or 1-253-215-8782 (long distance rates may apply).

Written comments of more than one page may not receive complete consideration if not received by March 7, 2022. Send written comments to: San Miguel County Planning Department, P.O. Box 548, Telluride, CO 81435 or to planning@sanmiguelcountycolorado.gov. Please call the Planning Department at 970-728-3083 for more information on the application. A copy of this pending land use application may be viewed at <https://www.sanmiguelcountycolorado.gov/490/Other-Resources>

1 SCOPE

This procedure shall apply to Thor Mining Plc and all subsidiary companies' exploration activities create excess dust is a concern.

2 RESPONSIBILITIES

Supervising Geologists and Field Assistants are responsible for ensuring that all personnel and contractors are aware of activities that generate dust and follow measures to minimise dust.

3 DUST

3.1 GENERAL

Exploration activities, particularly drilling, generate dust. Dust exposure by personnel involved in some activities can be minimised by the application of engineering controls, workplace procedures and visual dust monitoring.

3.2 EXPLORATION ACTIVITIES – RISK RANKING

An assessment of all exploration activities has been conducted to identify those tasks/activities that potentially generate dust. These are, in order of risk (highest to lowest);

- a) **Driving on unsealed roads**
- b) **Reverse Circulation Drilling**
- c) **Air core and RAB Drilling**
- d) **Drill site rehabilitation**
- e) **Site preparation**

4 DRIVING ON UNSEALED ROADS

4.1 RISK ASSESSMENT

Driving vehicles on unsealed access roads and tracks can create excess dust. Earthmoving activities may also create airborne dust. Thor personnel and contractors shall ensure:

- Immediate reporting of any track maintenance or potential concerns to ensure that issues around dust generation are remediated in a timely manner.
- Where possible minimise the number of vehicles using tracks and unsealed roads
- Light vehicles to engage 4WD on unsealed roads, minimising dust and corrugations
- Vehicles to maintain slow speed limits
- Tracks and access roads to be lightly watered regularly
- Use of coconut matting on high traffic zones of track or unsealed sections of r
- Grading and track maintenance for tracks

5 AIR DRILLING (RAB, AIR CORE & RC)

5.1 RISK ASSESSMENT

Air drilling activities can, when not effectively managed, generate dust. Dust control is inadequate when a visible plume of dust is evident.

Dust generation risks arise from:

- Inadequate dust suppression or uncontrolled drilling dust
- Failure to use wet drilling or water misting dust suppression methods.
- Cleaning the rig or associated equipment with compressed air **(NOT ALLOWED)**

5.1.1 DRILLING CONTRACTOR

The drilling contractor (driller) shall ensure:

- That wherever possible wet drilling shall be conducted
- That if drilling dry, dust is to be effectively controlled by misting, water injection or through the use of dust suppression systems.



ROAD & BRIDGE DEPARTMENT

RYAN RIGHETTI, ROAD SUPERINTENDENT

January 13, 2022

TO: Troy Hangen; Kaye Simonson; SMC Planning Dept
FROM: Ryan Righetti; San Miguel County Road and Bridge *RR*
CC: Amy Markwell; Mike Bordogna; Phyllis Shaffer

RE: **Road and Bridge Comments on Thor Mining West End Zone District Wedding Bell/Radium Hill Project SUP application**

Mr. Hangen:

After field review, site visits and discussion, Road and Bridge has determined that the current plan for exploration and testing of the sites listed in the application will not require any additional permits from Road and Bridge.

The equipment and vehicles proposed for this phase of the mining process have sufficient access on existing County roads. The observed improvements that are needed to roadways or access trails are outside the County Road Right-of-Way. Therefore, any work associated with this plan shall be done under the direction and scope of the Bureau of Land Management or any other agency with regulatory oversight of use on public lands.

If mining activity or work progresses beyond the limits described in this application, or if the amount of recoverable material increases to the quantities defined in BoCC Resolution 2021-03, then additional review will be performed and permits may be required at that time.



COLORADO

Parks and Wildlife

Department of Natural Resources

Montrose Service Center
2300 South Townsend Avenue
Montrose, Colorado 81401
P 970.252.6000 | F 970.252.6053

January 27, 2022

Troy Hangen
Senior Planner
San Miguel County Planning Department
333 W Colorado Ave, 3rd Floor
P.O. Box 548
Telluride, CO 81435

RE: Mining Special Use Permit- Groundhog Mine and Section 23 Exploratory Drill Program

Dear Mr. Hangen,

Thank you for your notification and the opportunity to comment on Mining Special Use Permit for Thor Mining, PLC c/o Standard Minerals Inc. The 11 proposed exploratory mining samples would take place in portions of Western San Miguel and Montrose counties. The applicant seeks a permit for mineral exploration of privately owned mining claims under public lands owned and managed by the Bureau of Land Management. Drilling exploration activities, as described by the applicant, are largely core samples with a total of approximately 1.87 acres of above ground disturbance.

Colorado Parks and Wildlife would like to offer the following comments for the exploratory process currently being considered:

Wedding Bell and Radium Hill, specifically in portions of sections 16, 21 and 23 in T45N, R15W, lie within mapped winter range of mule deer, and severe winter range for elk. The area is also habitat for numerous species that include, but not limited to, mountain lions, bobcats, coyotes, cotton-tailed rabbits, jack rabbits and numerous non-game species.

Severe winter range for deer and elk is identified by CPW as High Priority Habitat (HPH). Mule deer and elk use in the area is primarily during the winter months, starting around October 1 as the animals move onto the winter range, until the end of April when migration to summer range begins. During the winter, animals are more vulnerable to reduced body condition and fitness as a direct result of disturbance. This can impact individual animals and herd health. CPW consistently recommends no permitted or authorized human activities within these HPH areas from December 1 to April 30. Given the high animal use during this time frame, impacts to wildlife would be reduced if the drilling activities occur outside of this time frame. This timing would also reduce the potential for motor vehicle/wildlife collisions for workers commuting to the work site.

There is also a population of Desert Bighorn Sheep in the area. Movement is general, but common crossing does occur from Bull Canyon into Hamm Canyon near the proposed sites. As



the mining plan suggests, limiting exploration from May 15-December 1 will benefit large ungulates.

Due to historic mineral exploration/extraction in the area, there are numerous roads/trails that contribute to habitat fragmentation. The low yearly precipitation rate in addition to surface disturbance contributes to overall slow recovery of range health. CPW would suggest that creation of new roads be reduced as much as possible, and that any new routes are reclaimed. CPW recommends that Thor Mining, PLC reclaim all surface disturbance, specifically the 11 drill sites proposed.

CPW would also appreciate the opportunity to review the proposed reclamation seed mixture. As the area is winter range for mule deer, who are primarily browsers, the presence of shrubs suitable for the climate would be advantageous.

Again, thank you for the opportunity to comment on such land use actions that have direct impact on our natural resources. If you have any questions, please feel free to contact District Wildlife Manager Tony Bonacquista at 970-209-2374.

Sincerely,

A handwritten signature in black ink that reads "Tony Bonacquista". The signature is written in a cursive, flowing style.

Tony Bonacquista
Nucla District Wildlife Manager
Colorado Parks and Wildlife
970-209-2374
tony.bonacquista@state.co.us



VEGETATION CONTROL and MANAGEMENT DEPARTMENT

JULIE KOLB

January 31, 2022

Applicant: Thor Mining, PLC c/o Standard Minerals, Inc.
Wedding Bell Project in the "Groundhog Area"

Dear Jim Guilinger,

4. WEED MANAGEMENT If weed species have been identified at the project site, Standard Minerals Inc. will assess the appropriate method to mitigate and eliminate species spread. The two most likely strategies will be demarcation and avoidance of areas with noxious weeds, or removal of weeds from the project area. If these options are impracticable, the use of herbicides may be used in limited instances. To prevent accidental spreading of noxious weeds, equipment to be used at the project site will be washed down prior to mobilization to the site. Additionally, equipment will be washed down between the three primary drilling areas, Groundhog, Section 23, and the parcel in southern Montrose County. Standard Minerals has a form available to document vehicle inspection and washing prior to site entry. The disturbed drill site areas will be revegetated utilizing a seed bed mixture consistent with the local environment and approved by the BLM as soon as practical as part of reclamation activities. In regards to the Vegetation/Weed Management Plan. County Roads U29 will be used as access routes.

The referenced Table 1. San Miguel Noxious Weed Survey is outdated, the survey is dated 2017.

The area mentioned likely has 5 species on the noxious weed lists. Including; Kochia, Russian Thistle, Russian Knapweed, Halogeton and Tamarix. Per the State of Colorado, Halogeton is a list C, and Tamarix, and Russian Knapweed are list B. Although Kochia and Russian Thistle are not actually listed on the State lists, they are a frequent problem, and are herbicide resistant in many cases. The state of Colorado designates list B species as control species, with the goal of not allowing them to go to seed and produce new infestations, and to reduce existing populations each year. Tamarix being a list C has less

1120 Summit Street • Norwood, Colorado 81423 • (970) 327-0399 •
juliek@sanmiguelcountyco.gov

stringent requirements however, it is a frequent problem in this area and a species of concern which should not be allowed to spread. All of the above mentioned species reproduce by seed, and the seeds are easily scattered and moved by motor vehicles. San Miguel County will survey the County ROW in 2022 and provide an updated survey of infestations.

In regards to weed efforts:

Washing the vehicles before entry and after each work day is a great step in weed management. However, this one mentioned weed control effort is not sufficient. There should also be herbicide controls in the spring and potentially the fall as well as some potential cutting of flowering shoots.

What exactly does the applicant mean by “removal of weed species from the area?” Is this hand pulling? This may not be effective based on the species.

In regards to seed mixes:

San Miguel County Vegetation Management requires that the revegetation seed mix come from either the BLM or San Miguel County. Any disturbance on the ROW that results in the increase of noxious weeds, will require corrective measures by the Vegetation Management Department, and payment for those services will be required by the applicant. On the county ROW, San Miguel County must be notified in advance of project operations so that weed control can take place, and also at the conclusion of the project so that weed control can take place.

The county roads used to access the site, must be returned to their pre-project status, according to the Road and Bridge Department requirements. However, with regards to noxious weeds the Vegetation Management Department requires a 50% or greater reduction in any noxious weed species present. Status will be determined by a site visit. When conditions permit in the spring Vegetation Management will conduct a weed survey on the County ROW to determine the status of any noxious weeds. Thor Mining will be provided a copy of this survey.

Thank you again!

Sincerely,

Julie Kolb
Vegetation Control Manager

Cc:

1120 Summit Street • Norwood, Colorado 81423 • (970) 327-0399 •
juliek@sanmiguelcountyco.gov



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Tres Rios Field Office
29211 Highway 184
Dolores, Colorado 81323
blm.gov/colorado

In Reply Refer To:
8100 (LLCOS01000)

June 6, 2021

Memorandum

To: Steve Turner,
State Historic Preservation Officer

From: Connie Clementson,
Field Manager

Subject: Standard Minerals 43 CFR 3809 Mining Notice, TR21016, SM.LM.R368,
Standard Minerals Exploration Level Notice

Standard Minerals has notified the BLM TRFO of exploration activities on their mining claim in San Miguel County, Colorado. Under the 43 CFR 3809 regulations, exploration means creating surface disturbance greater than casual use, but less than 5 acres, and can include sampling, drilling, or underground work to evaluate the mineral values present.

The cultural resource limited results report, cultural resource form (5SM.8372) and associated spatial data are being submitted digitally (via MoveIT) for OAHF record purposes only. In accordance with 43 CFR 3809 regulations the operator must submit a notice to BLM at least 15 days before starting work. BLM has 15 days to review the notice, but BLM approval of the notice is not required. Reviewing a mining notice does not involve decision-making on the part of BLM therefore, it does not constitute an undertaking subject to Section 106.

While mining notices are not subject to Section 106 review, 43 CFR 3809 does provide for the protection of cultural properties by prohibiting mining operators on claims of any size from knowingly disturbing or damaging them. Upon discovering a cultural resource, the operator must inform BLM of the discovery and leave it intact until BLM allows the operations to proceed. Within 10 days of notification by the operator, BLM must protect or remove the resource and allow the operations to proceed.

To better inform Standard Minerals of historic properties that might be present and could be impacted by their exploration activities, a literature review was completed for the three areas of proposed exploration activities. Both the Rim Rock and Groundhog claim blocks have complete inventory coverage from past Section 106 undertakings around all areas of exploration disturbance. For the Section 23 area of the Groundhog Claim, BLM archaeologist Brian Yaquinto completed a class III cultural resources inventory, which covered existing access routes (where improvements are needed), proposed new access routes, and drill hole locations.

A total of 3.2 acres was completed for the Section 23 claim area and no historic properties were identified during inventory. No historic properties exist in the other two areas of proposed exploration that would be impacted. Given that this is not a federal undertaking the BLM TRFO is not making a determination of effect for the project, but the notice level exploration activities will avoid all historic properties, and as a result no historic properties will be affected.

Please do not hesitate to contact Connie Clementson, Field Office Manager, at (970) 882-1150, or cclementson@blm.gov if you have any questions. For questions regarding the cultural resource inventory and determinations, please contact Brian Yaquinto at (970) 882-1132, or byaquinto@blm.gov

4 Attachments:

Survey Management Information Form

Map of Rim Rock and Ground Hog Claim Block

Map of Ground Hog Section 23 Claim Area

Submitted digitally via MoveIT: COM_BLM_Standard_Minerals_TR21016_SM.LM.R368

**Attachment 1: Office of Archaeology and Historic Preservation
CULTURAL RESOURCE SURVEY MANAGEMENT INFORMATION FORM**

Federal acres of Potential Effect/Project: 0	Acres surveyed: 3.2
State acres of Potential Effect/Project: 0	Acres surveyed: 0
Private acres of Potential Effect/Project: 0	Acres surveyed: 0
TOTAL: 0	TOTAL: 3.2

Legal Location of Project (attach additional pages if necessary)

Principal Meridian: NM
 Quad map name(s): Bull Canyon
 County: San Miguel
 Township: 45N Range: 18W Sec.: 15,16,21,22,23

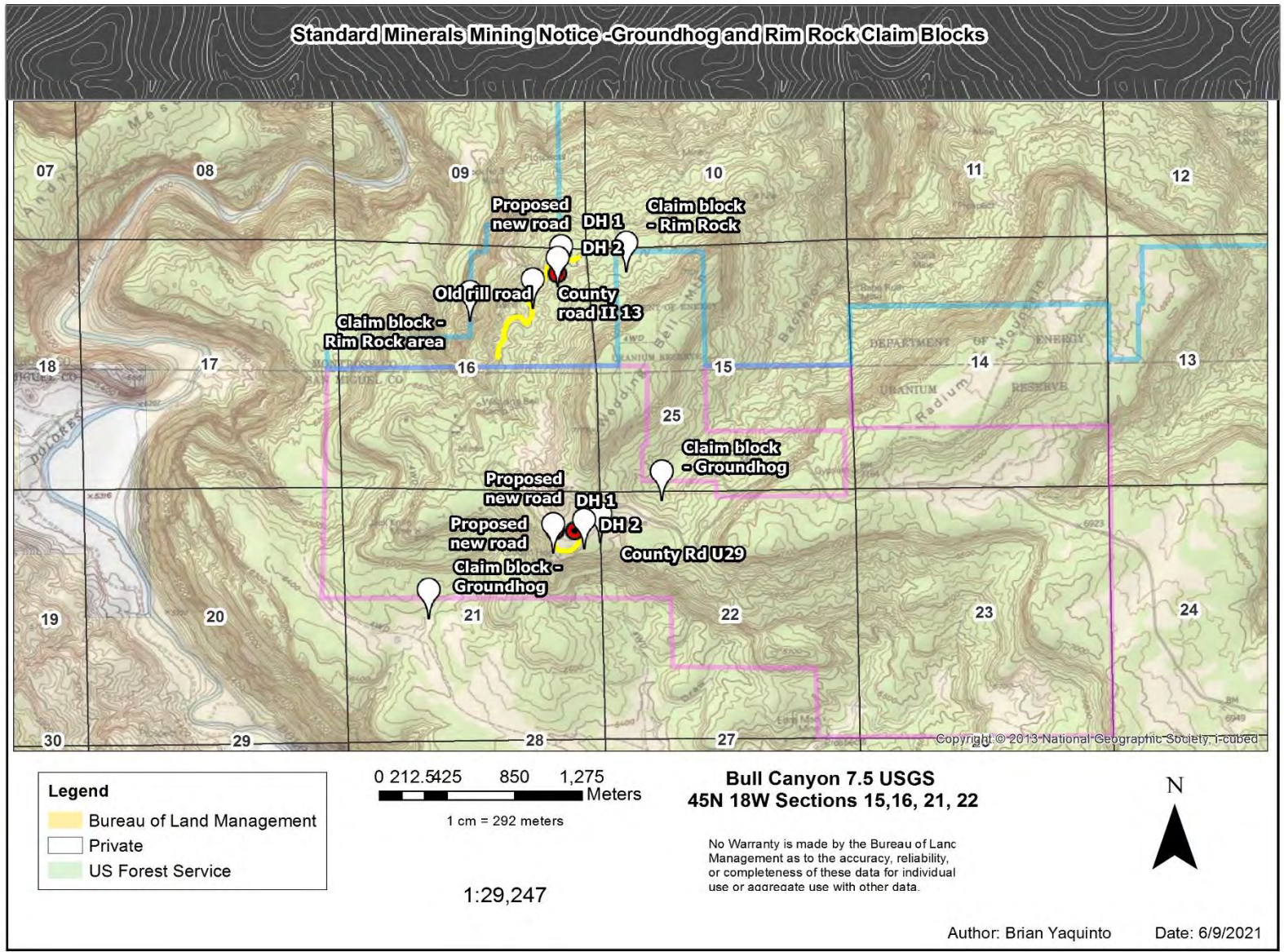
SITES

Site Number	Site Type				Eligibility							Effect			Treatment		Comments	
	Prehistoric	Historic	Paleontological	Unknown	Not Eligible	Eligible	Need Data	Contributing	Non-contributing	Supporting	Non-supporting	No HPs* Affected	No Adverse Effect	Adverse Effect	No Further Work	Data Recovery		Archival Doc. †

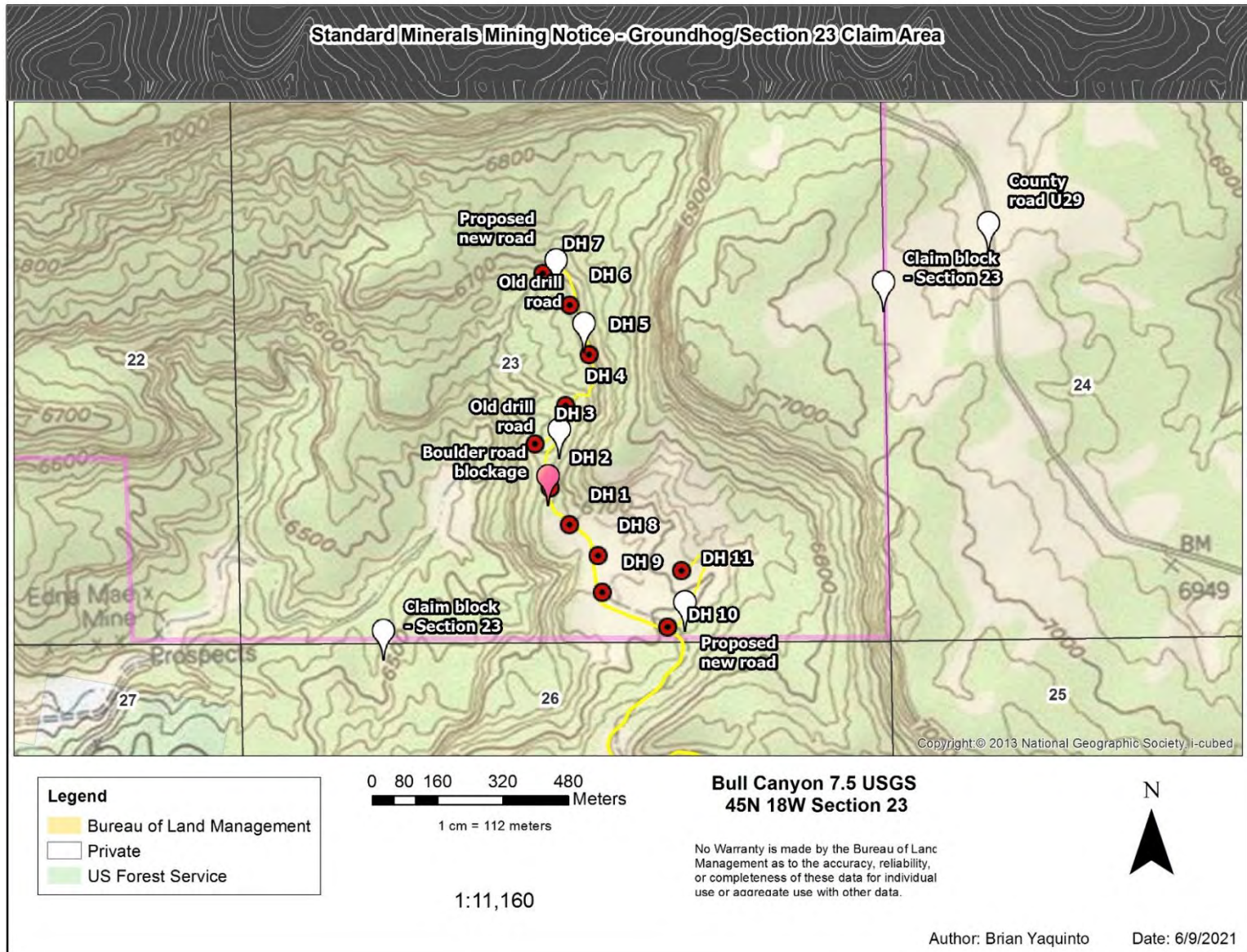
*HPs=historic properties; †Doc.=documentation

ISOLATED FIND

Smithsonian Number	Resource Type			
	Prehistoric	Historic	Paleontological	Unknown
5SM.8372	x			



Attachment 3:



February 1, 2022

San Miguel County Planning Commission
333 W Colorado Avenue
Telluride, Colorado 81435
cc: Troy Hangen, senior planner, San Miguel County
via email to troyh@sanmiguelcountyco.gov

Mining Special Use Permit-Groundhog Mine and Section 23 Exploratory Drill Program

Dear Members of the San Miguel County Planning Commission:

Thank you for the opportunity to comment on the mining special use permit application from Thor Mining and Geosyntec Consulting. These comments are submitted on behalf of the Information Network for Responsible Mining and Sheep Mountain Alliance. We also appreciate the continued efforts of San Miguel County to increase public participation in mining special use permit applications.

The general location of the proposed exploration activities in Section 23 is of great concern to our organizations, as they will likely experience negative impacts from mining activities and the area is of high value for public recreation. Wedding Bell is cherished for its natural scenic values, its proximity to the Dolores River, and the superb opportunities it provides for accessing the river canyon as well as for biking, climbing, hiking, wildlife viewing, camping, and jeeping. A San Juan Hut Systems cabin is located near proposed drilling and would be especially impacted by drilling operations. Paleontological resources, historic artifacts and building remains from 19th and 20th century mining are present, indicating historic values for its connection to pioneering settlers as well as Indigenous Peoples.

The Wedding Bell area is already significantly degraded due to the high number of historic, unreclaimed drill roads from previous mining operations, so the proposed activities will increase the cumulative impacts the area is already experiencing. The project area provides important habitat to wildlife species of interest, including mountain lion, bighorn, black bear, mule deer and elk, as well as nongame species and a mature piñon-juniper ecosystem. Any drilling activities approved in the area should require consultation with the Colorado State Historic Preservation Office and, because they will occur on public lands, should also be subject to federal review under the National Historic Preservation Act. Additional commitments by the prospector should be required to preserve and protect any artifacts or historic features encountered during operations.

The San Miguel County land use code section 5 (review standards) outlines the specific requirements for a one-step or two-step special use application but it appears that the applicant has only provided the materials submitted to BLM for its non-public review. We appreciate the additional time it takes to prepare materials specifically for San Miguel County; however we

request that all of the application requirements are fulfilled so that they can be thoroughly reviewed by the San Miguel County Planning Department. This includes a drainage plan, which is especially important given the nature of mineral exploration. Off-site damages from stormwater events and waste disposal must be seriously considered in the permit conditions. Strict erosion and sediment controls should be utilized in order to prevent the release of any contaminants into the Dolores River basin, and the drilling locations and access roads pass through areas with steep slopes. The permittee should be required to provide sediment fencing around drill pads, mud pits, and any disturbed areas. At a minimum, provisions for a monitoring plan, lined mud pits, and off-site disposal of cuttings and other waste, which could potentially include radioactive contaminants or materials with acid-generating potential, should be required. Hazardous substances used for drilling should be stored onsite only when secondary containment structures are in place, in order to prevent damage to the surface from spills and leaks. We encourage you to require the best management practices that are appropriate for the drill sites in order to minimize any impacts to the watershed and to restore the area once exploration is completed.

The Bureau of Land Management (BLM) Solid Minerals Inspection Report for this proposal dated May 13th, 2021 [enclosed] identifies some reclamation concerns that we would like to emphasize. They stress the importance of proper reclamation of any roads used to deter future UTV use, which is popular in both San Miguel County permit areas. As stated above, this area is very popular for motorized and non-motorized recreation. Reclamation of drill roads is important to deter recreational vehicles from entering reclaimed areas. We suggest the frequent use of signage along reclamation areas where they may cross into county roads.

Our organizations strongly believe that the motorized and non-motorized recreation opportunities and the value of the important ecosystems in the permit area far outweigh the limited benefit of a uranium operation in this region, especially considering that uranium mines in the Wedding Bell district are not likely to prove economical to operate in the longterm. The climate impact of a mining operation from increased heavy equipment traffic, drilling operations, and destruction of valuable ecosystems is also not negligible, especially in San Miguel county's drought-stricken state, in order to develop a non-renewable energy source.

Lastly, it is important to recognize that exploration is closely tied to the redevelopment of historic uranium mines and the return of an industry that has left behind a significant footprint of radioactive pollution and disturbed sites in the Dolores and San Miguel river basins. Thor Mining holds approximately 199 unpatented mining claims on public lands in the vicinity of Wedding Bell and Radium Mountain, both in San Miguel and Montrose counties, indicating the potential for a much larger uranium mine development in the future. San Miguel County is already burdened with the environmental and socioeconomic impacts of Cold War-era uranium mining, and our organizations would like to see a comprehensive cleanup effort of historic mine impacts before active uranium mining is considered again. Therefore, we respectfully request that you deny the special use permit application from Thor Mining/Standard Minerals.

Thank you again for the opportunity to comment.

Sincerely,

Mason Osgood
Executive Director
Sheep Mountain Alliance
P.O. Box 389
Telluride, CO 81435
(970) 728-3729
mason@sheepmountainalliance.org

Jennifer Thurston
Executive Director
Information Network for Responsible Mining
2205 W. 136th Ave. Ste. 106-311
Broomfield, CO 80023
(303) 586-1437
jennifer@informcolorado.org

Solid Minerals Inspection Report

Bureau of Land Management
Tres Rios Field Office
29211 Hwy 184
Dolores, CO 81323

Type of Operation	Notice Level 3809 Expl'n	Project Name	Wedding Bell/Radium
Serial Number	COC-80448	Company/Org.	Standard Minerals
Inspection Date	May 13, 2021	Others Present	None
Inspection Time	All Day	Inspected By	James Blair
Report Date	May 19, 2021	Legal	T45N, R18W, Sec 23, 21, 16
Preparer Signature	JAMES BLAIR <small>Digitally signed by JAMES BLAIR Date: 2021.05.24 15:01:07 -06'00'</small>	Supervisor Signature	ALLEN HOLUBEC <small>Digitally signed by ALLEN HOLUBEC Date: 2021.05.24 15:37:48 -06'00'</small>

On Thursday, May 13, 2021 I inspected the Standard Minerals proposed notice-level 3809 exploration plan. The inspection lasted the entire day. Conditions were sunny with scattered clouds, with a temperature around 70°F. The proposed drill sites are accessed using reclaimed drilling roads from previous drilling projects that occurred several years prior, or via overland travel from existing roads. I drove to each site in a clockwise fashion from the 14Y road and then the U29 and Montrose Co. II-13 roads. It would be faster to drive back from the Rimrock and Groundhog blocks by U-29 than by continuing clockwise out and coming up the Fawn Springs Bench road near the Van 4 mine. Photographs and notes were taken at each location and are presented in this report in the order that they were encountered.

No serious resource concerns were identified; however, steps could be taken to minimize both the intensity and duration of the disturbance. Addressing these issues could result in a lower bond that can be released in a shorter time frame. These steps include:

- 1) For access and drill preparation, do not blade the pads or access roads unless absolutely necessary. It would be useful to make sure the excavator or backhoe used to rehab/reclaim roads have a thumb attachment to allow it to pluck rocks and logs from the roadway prior to drilling, and to place them back on the road after drilling. Dead pinon-juniper logs may need to be scavenged from wooded areas to reclaim non-woody areas in no dead brush is present at the site.
- 2) It is very important to make the first part of the Section 23 access near the 14Y road un-drivable as possible.
- 3) Consider moving SDH3 and SDH4 to the main road alignment. Consider moving SDH7 to the end of the “existing” road. Consider moving SDH11 to one of the sites identified in this report.
- 4) The increasing popularity of UTV’s since the last round of drilling in this area makes it critically important to render any new disturbance undrivable near existing roads so that reclamation is not destroyed by off-roading. Consider posting signs that say something along the lines of “reclamation area, do not disturb”. There are a few areas on the Section 23 claim blocks where the road crosses the side of a hill where adjacent boulders could be put across the roadway to render it undrivable possibly even to UTVs and ATVs.
- 5) Avoid unnecessary trips by support vehicles anywhere but the pre-existing roads/2 tracks whenever possible



Figure 1: A view looking northwest from the main road in between the Groundhog and Rimrock (Radium) Claim Blocks. The photo is looking across the Dolores River WSA. The La Sal Mountains, UT are on the horizon. Moab, UT is on the far side of the mountains.

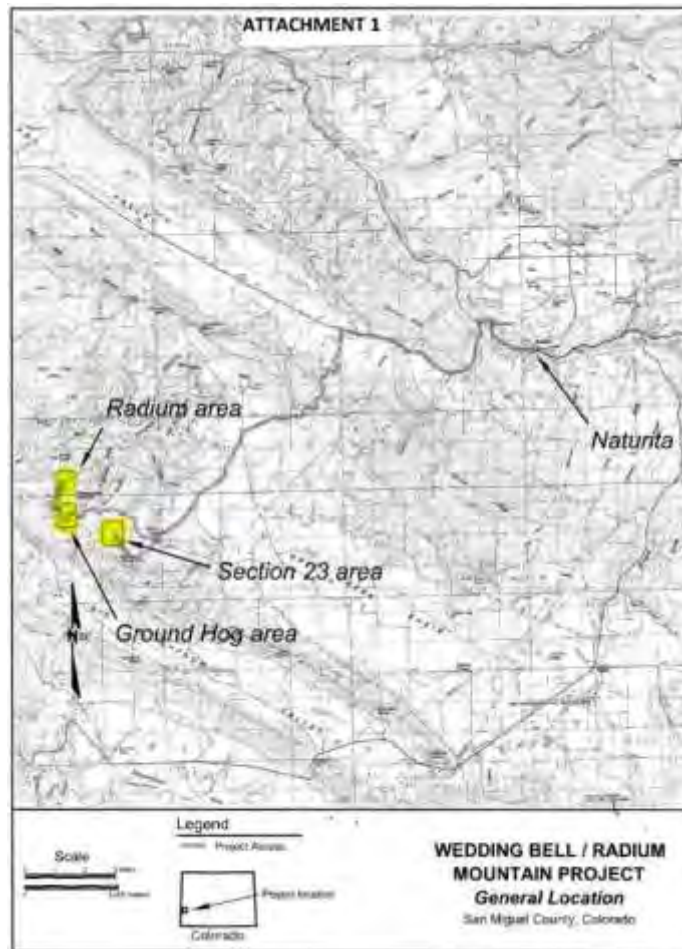


Figure 2: Area Map showing the different claim block locations. Claim Blocks are divided into the "Section 23", "Groundhog" and "Radium" areas. The "Radium" name was subsequently changed to "Rim Rock". For the purpose of this report, drill sites will be numbered sequentially, beginning with SDH1, GDH1, and RDH1, respectively. This map is taken from the original submission of the notice.

Section 23 Area

All of the holes in this block are located off of a single spur road off of San Miguel County Road 14Y. It looks as if the road was put in at least 20 years ago, and then reclaimed by scattering brush and rocks across the path, along with re-seeding. The seed mix appears to have contained crested wheat grass. Sage and rabbit brush and other forbs were also present, but I don't know if these are volunteer species or not. I would have considered the reclamation to be 100% complete. In many places the travel way is very faint 2-track where only the tracks from the last couple vehicles are visible, along with a slight imprint of the original wheel ruts and in aerial imagery. On the ground it is difficult to see. Because of this, I am concerned about the route beginning to look like "roads" and attracting OHV's, which would prevent reclamation from being completed. I recommend scattering brush and rocks to make it as un-drivable as practicable, particularly near the junction with road 14Y.



Figure 3: Screen capture of the google earth view showing the locations of drill holes for the Groundhog group.



Figure 4 - The top of the 14R road looking southwest from Dry Creek Basin toward the Abajo Mountains. Road is in good condition and is well travelled. (Not on map)



Figure 5: The access road looking north from the junction with 14Y road. This is an old, reclaimed drill road. Extra effort should be made to reclaim this portion near the 14Y road so that UTV's don't continue to drive down it.



Figure 6. A gully eroded across the roadway. This will need to be filled in with rocks prior to crossing, and the drive-around blocked off. During reclamation, any fill should be removed, but the drive-around should be left. May be a good place for a large boulder in the road. 38.131742, -108.821510



Figure 7: The roadway, taken just past the previous photograph, near sites SDH10 and SDH11. Note that the wheel tracks are very faint in this location. Care should be taken to minimize the number of times this site is driven across, to keep the ruts from getting more incised. The ruts should be raked and seeded, and brush scattered across where practical. Some sort of barrier (boulders, logs) should be placed across the road south of this location at a topographic choke point to prevent UTV's and ATVs from driving up and down and making this a permanent roadway.



Figure 8: SDH-1 drill stake looking northwest.



Figure 9: Boulders that have been placed across the access route presumably during the reclamation of the last drilling project. These will need to be moved on the way in and put back in place on the way back out. It looks like they have been pretty effective at preventing atv/utv's from driving the reclaimed road. Located between SDH1 and SDH2.



Figure 10: These barrel cacti were in full bloom in the project area.



Figure 11: Drill Site SDH-2 looking west. The roadblock rocks are visible on the left edge of the photo (orange arrow). Note the brush scattered across the road. It appears that this spot has been drilled before, but that natural reclamation is basically at full extent.



Figure 12: Looking west at SDH3 from the access road. The red arrow shows the location of the drill stake. The blue arrow shows the secondary access road to SDH3 and SDH4. Moving the drill site up to the location where the photo was taken on the road above would eliminate a substantial amount of disturbance and result in a lower bond, but if the location needs to be at the stake for geologic reasons, or because the road alignment above doesn't have enough space, then drilling at the staked location may be needed.



Figure 13: A screen capture of a google earth image showing the locations of drill holes SDH3 to SDH7. The previous photo of SDH3 was taken at the blue X. SDH3 could be relocated to the X location and eliminate ~200 feet of disturbance. The blue arrow shows where SDH7 could be placed to avoid disturbance on relatively erodible aeolian soil.



Figure 14. Drill site SDH4 looking southwest. A lot of rocks will need to be moved to get to this location and from this location to the next. The vegetation at this location already looks a little bit thin, though it has mature forbs and wheat grass. I suspect this more a function of the lack of duff dead leaves and pine needles than a lack of vegetation. Care should be taken not to blade any vegetation unless absolutely needed.



Figure 15: A photograph of SDH5 looking west. The site is well reclaimed and has abundant crested wheat grass.



Figure 16. This photograph was taken at SDH5 and is looking south across the reclaimed portion of the road.



Figure 17: A photo of SDH6 looking west. The drill stake is marked with the blue arrow.



Figure 18: Panorama looking south from SDH6 location.



Figure 19: The proposed location of SDH7 looking south. The area is aeolian soil that is erodible. Moving the drill site to the beginning of the “proposed new road” marked with a blue arrow in figure 11. Avoiding the new disturbance would lower the bond and allow it to be reclaimed and returned faster.



Figure 20: A screen capture image from google earth showing the location of SDH7 from the beginning of the "proposed new road" at the blue X.



Figure 21: A view looking south southwest from the blue X in figure 18 towards the proposed SDH7 location. The blue arrow indicates the location of the DH7 stake, which is obscured behind a juniper. The blue dashed line shows the proposed access route. Note that the area is fragile aeolian soil. Moving the drill site to the point where this photo was taken, at the blue X in figure 18, would result in approximately 100 feet less disturbance on an area that had not been previously disturbed. There are very faint 2-tacks, probably from several years or even decades prior just from somebody driving over it a few times at most.



Figure 22: A photo looking east along the existing road alignment from the blue X in figure 18. I propose moving drill site SDH7 to this location, at the blue arrow in this photo. The dashed line shows where the road goes behind the bushes. Reclamation in the area is mature.



Figure 23: View of drill stake SDH8 (blue arrow) looking towards the north. Cheat Grass was present on the ground at DH8.



Figure 24: SDH9. Based on the order of photo's I believe that this is SDH9, however I cannot be sure. SDH8, SDH9, and SDH10 were all similarly situated near the road, on relatively undisturbed ground.



Figure 25: South facing photo of SDH10 proposed drill site.

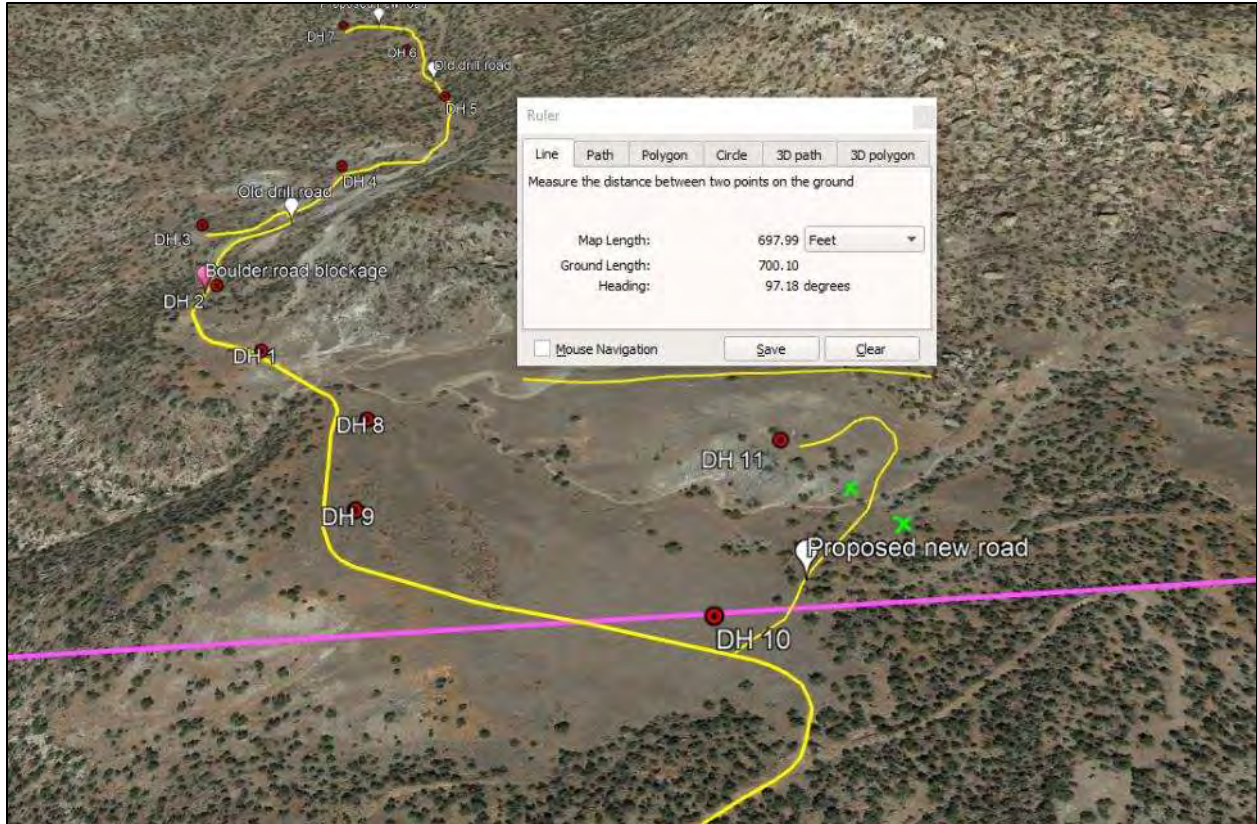


Figure 26: Google Earth screen capture image showing the locations of SDH9, SDH10, and SDH11. Lime colored X's show alternate potential DH11 sites that would cut off over a hundred yards of overland travel. The navigation box in the photo is ~700 feet across, as indicated by the yellow “measure tool” line below the box.



Figure 27: A view of SDH11 looking north.



Figure 28: View of proposed hole SDH11 looking South from atop a knoll.



Figure 29: Standing atop the knoll just south of SDH11. My fingers are pointing at two alternate sites for this drill hole also marked by Xs in figure 24. The X on the left side is probably better since no dry wash crossing would be needed.



Figure 30: Close up of SDH11 site looking south.



Figure 31: Close up of proposed alternate site for SDH11 shown on the left in Figure 27.



Figure 32: A photo of the same location as Figure 29 looking the opposite direction.

Groundhog Area

A total of 2 holes are proposed for the Groundhog Area, with 2 short spurs to reach the drill sites from the U29 road. DH1 access is new, and DH2 utilizes a reclaimed overland travel area. DH1 has an old sump that can be reutilized.

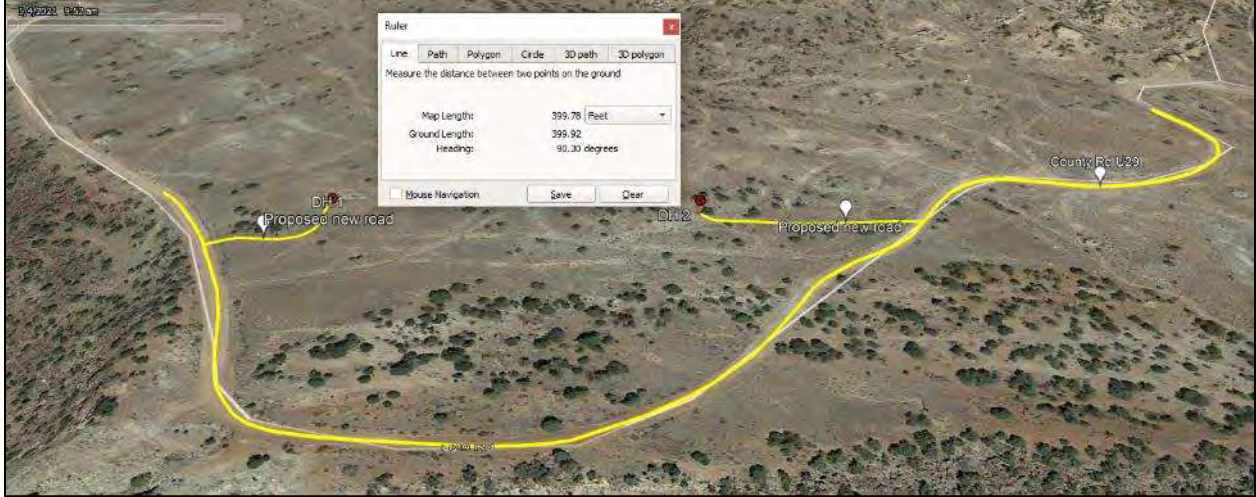


Figure 33: A screen capture of a Google Earth image showing the 2 proposed drill holes for the Groundhog Group. The measurement window is approximately 400 feet and north is up. Both holes look like the access is along very old, reclaimed drill spurs. GDH1 is on the left (west) and GDH2 is on the right (east). During this inspection, I travelled from east to west on the U29 Road. The U29 road is in good shape and does not require any improvements to allow vehicular access even for large vehicles. The proposed access “new road” to GDH2 is actually proposed for an old area that looks like it was once used as overland access to a drill hole at the same location. The access way was only faintly visible, mostly because brush was scattered across the faint 2 track, which had also been revegetated with crested wheat grass and volunteer vegetation. Access to GDH1 appeared to be overland travel and there was no previous disturbance for the “road” however there was an old sump or discovery pit at the proposed GDH1 location. Aerial photography indicates that the site was once accessed via a now-faint overland 2 track. The new location should have brush and rocks scattered across it. Because there is not abundant brush nearby, deadfall from pinon-juniper should be picked up off the ground from other locations adjacent to the U29 and scattered across the travel alignment.



Figure 34: The location of proposed drill site GDH2 looking east towards U29 road.



Figure 35: Another photo of GDH2, showing the reclaimed access alignment represented by yellow dashes. Wood and rocks that were scattered across are still visible, though vegetation is mature and would be considered complete.



Figure 36: A northeast looking view of GDH1. Note the presence of an open discovery pit/sump from the previous generation of reclamation. The sump was unreclaimed, but volunteer vegetation has come in. I recommend that the sump be re-used for this exploration project, and then backfilled with the spoil that was excavated from the original pit.



Figure 37: A view of proposed location GDH1, showing the proposed access alignment (yellow dash). It doesn't look as if this has been a travel route in the past, however it also doesn't look like it will need to be bladed or improved. The view is looking southwest.

Rimrock (Radium) Group Area

Like the Groundhog area, the Radium Group area also contains only 2 proposed drill sites. One has an existing access spur and the other is overland travel.



Figure 38: A screen capture of the Rimrock (Radium) Group of proposed drill holes. RDH1 is accessed via “new” overland, though aerial imagery indicates a very faint pre-existing travel route that has since re-vegetated. It is on the north side of the main road, and is not labelled in this photo, but the location is shown by a red dot. The soil is erodible aeolian soil. RDH2 via a pre-existing spur road. The “Ruler” box in the image is ~700 feet across. North is up in the image.



Figure 39: Proposed drill site location RDH1. The RDH1 stake is in the lower middle of the photo. The photo is looking south. Note that there is no readily observable track from the road to the drill site. Scattering brush and rocks across the roadway will be important to have successful reclamation without campers and ATVs utilizing them. The view is looking south. RDH2 location is indicated by the blue arrow, and the access to it by the dashed line highlighted in yellow.



Figure 40: Drill stake RDH1 looking north into Bull Canyon.



Figure 41: The access route for RDH2 looking south. The blue arrow indicates the location of the drill stake.



Figure 42: Photograph looking east of the stake for RDH2. Note that the site is not heavily disturbed and is on aeolian soil. Scattering branches and rocks across the disturbed area of the pad would be helpful to reclaim the site and prevent additional vehicles from travelling across it.

March 14th, 2022

San Miguel County Board of County Commissioners
333 W Colorado Avenue
Telluride, Colorado 81435
cc: Troy Hangen, Senior Planner, San Miguel County
via email troyh@sanmiguelcountyco.gov

Mining Special Use Permit-Groundhog Mine and Section 23 Exploratory Drill Program

Dear San Miguel County Board of County Commissioners:

Thank you for the opportunity to comment on the mining special use permit application from Thor Mining and Geosyntec Consulting. These comments are submitted on behalf of the Information Network for Responsible Mining and Sheep Mountain Alliance. We also appreciate the continued efforts of San Miguel County to increase public participation in mining special use permit applications.

The general location of the proposed exploration activities in Section 23 is of great concern to our organizations, as they will likely experience negative impacts from mining activities and the area is of high value for public recreation. Wedding Bell is cherished for its natural scenic values, its proximity to the Dolores River, and the opportunities it provides for accessing the river canyon as well as for biking, climbing, hiking, wildlife viewing, camping, and jeeping. A San Juan County Hut Systems cabin is located near proposed drilling locations that would be especially impacted by drilling operations. These hut systems utilize U29 road for its mountain bike clients as well. Paleontological resources, historic artifacts and building remains from 19th and 20th century mining are present, indicating historic values for its connection to pioneering settlers as well as Indigenous Peoples.

The Wedding Bell area is already significantly degraded due to the high number of historic, unreclaimed drill roads from previous mining operations, so the proposed activities will increase the cumulative impacts the area is already experiencing. The project area provides important habitat to wildlife species of interest, including mountain lion, bighorn, black bear, mule deer and elk, as well as nongame species and a mature piñon-juniper ecosystem. Any drilling activities approved in the area should require consultation with the Colorado State Historic Preservation Office and, because they will occur on public lands, should also be subject to federal review under the National Historic Preservation Act. Additional commitments by the prospector should be required to preserve and protect any artifacts or historic features encountered during operations.

We are particularly worried about the conflicts this exploration permit would have on the Gunnison Sage Grouse habitat areas. In a recent Federal District Court decision¹, a judge overturned oil and gas lease sales in 2017 and 2018 in Southwest Colorado, due to the Bureau of Land Management's failure to consider the full environmental impacts these leases would have on Gunnison Sage Grouse habitats. We see this exploratory permit proposal in a similar vein, and argue that though the permit zones are not within habitat areas, an expected increase in traffic on nearby public roads would impact the nearby Gunnison Sage Grouse habitats [enclosed]. The San Miguel County U29 road is home to three identified Gunnison Sage Grouse leks (per San Miguel County GIS data), and "occupied habitat" as identified by Colorado Parks and Wildlife GIS data. These habitat zones are east of the proposed Wedding Bell exploration permit area, though should be considered part of the nearby public roads that are expected to see an increase in haul traffic.

The San Miguel County land use code section 5 (review standards) outlines the specific requirements for a one-step or two-step special use application but it appears that the applicant has only provided the materials submitted to BLM for its non-public review. We appreciate the additional time it takes to prepare materials specifically for San Miguel County; however we request that all of the application requirements are fulfilled so that they can be thoroughly reviewed by the San Miguel County Board of County Commissioners. This includes a drainage plan, which is especially important given the nature of mineral exploration. Off-site damages from stormwater events and waste disposal must be seriously considered in the permit conditions. Strict erosion and sediment controls should be utilized in order to prevent the release of any contaminants into the Dolores River basin, and the drilling locations and access roads pass through areas with steep slopes. The permittee should be required to provide sediment fencing around drill pads, mud pits, and any disturbed areas. At a minimum, provisions for a monitoring plan, lined mud pits, and off-site disposal of cuttings and other waste, which could potentially include radioactive contaminants or materials with acid-generating potential, should be required. Hazardous substances used for drilling should be stored onsite only when secondary containment structures are in place, in order to prevent damage to the surface from spills and leaks. We encourage you to require the best management practices that are appropriate for the drill sites in order to minimize any impacts to the watershed and to restore the area once exploration is completed.

Our organizations strongly believe that the motorized and non-motorized recreation opportunities and the value of the ecosystems in the permit area far outweigh the limited benefit of a uranium operation in this region, especially considering that uranium mines in the Wedding Bell district are not likely to prove economical to operate in the foreseeable future. The climate impact of a mining operation from increased heavy equipment traffic, drilling operations, and destruction of valuable ecosystems is also not negligible, especially in San Miguel County's drought-stricken state, in order to develop a non-renewable energy source.

¹ *Bd. of Cnty. Comm'rs of Cnty. of San Miguel v. U.S. Bureau of Land Mgmt.*, Case No. 18-cv-01643-JLK (D. Colo. Feb. 9, 2022)

Lastly, it is important to recognize that exploration is closely tied to the redevelopment of historic uranium mines and the return of an industry that has left behind a significant footprint of radioactive pollution and disturbed sites in the Dolores and San Miguel river basins. Thor Mining holds approximately 199 unpatented mining claims on public lands in the vicinity of Wedding Bell and Radium Mountain, both in San Miguel and Montrose counties, indicating the potential for a much larger uranium mine development in the future. San Miguel County is already burdened with the environmental and socioeconomic impacts of Cold War-era uranium mining, and our organizations would like to see a comprehensive cleanup effort of historic mine impacts before active uranium mining is considered again. Therefore, we respectfully request that you deny the special use permit application from Thor Mining/Standard Minerals.

Thank you again for the opportunity to comment.

Sincerely,

Mason Osgood
Executive Director
Sheep Mountain Alliance
P.O. Box 389
Telluride, CO 81435
(970) 728-3729
mason@sheepmountainalliance.org

Jennifer Thurston
Executive Director
Information Network for Responsible Mining
2205 W. 136th Ave. Ste. 106-311
Broomfield, CO 80023
(303) 586-1437
jennifer@informcolorado.org

GSG Wedding Bells

Gunnison's Sage Grouse

Gunnison's Sage Grouse Brood Area



Gunnison's Sage Grouse Production Area



Gunnison's Sage Grouse Severe Winter Range



Gunnison's Sage Grouse Winter Range



Gunnison's Sage Grouse Occupied Habitat



Gunnison's Sage Grouse Overall Range





Troy Hangen <troyh@sanmiguelcountyco.gov>

Re: Wedding Bell Pics

Carmen Warfield <carmenw@sanmiguelcountyco.gov>

Wed, Mar 16, 2022 at 2:34 PM

To: Douglas Tooley <dlttooley@gmail.com>

Cc: Lance Waring <lancew@sanmiguelcountyco.gov>, Hilary Cooper <hilaryc@sanmiguelcountyco.gov>, Starr Jamison <starrj@sanmiguelcountyco.gov>, Ryan Righetti <ryanr@sanmiguelcountyco.gov>, John Huebner <johnh@sanmiguelcountyco.gov>, Kaye Simonson <kayes@sanmiguelcountyco.gov>, Troy Hangen <troyh@sanmiguelcountyco.gov>

Thank you for this comment letter - I will be forwarding this to the Planning Staff to include in their packet for comment.

Carmen L. Warfield

Chief Deputy Clerk - BOCC

San Miguel County

[333 W. Colorado Ave, 3rd Floor](#)

PO Box 1170

Telluride, CO 81435

970-369-5429

970-708-8399 cell

E:carmenw@sanmiguelcountyco.govW:www.sanmiguelcountyco.gov

On Wed, Mar 16, 2022 at 2:31 PM Douglas Tooley <dlttooley@gmail.com> wrote:

Although I'm not generally opposed to mining in the West End there are areas that have environmental, cultural, and/or recreational priority.

This location has choice recreational potential, but the only developed uses are climbing and rafting below the cliffs adjacent to this area.

The western site area all the way to the Montrose County sites is marked by numerous choice dispersed camping sites with mountain and canyon views, as well as cellular internet.

The historic mining access routes have great mountain biking potential, as does the bench heading out to the eastern site and beyond, generally along CR12z. There are also additional camp sites in this area.

Although the location is remote the road quality on U29 is very good. The area merits commissioner visits solely on its personal recreational value. The U29 access route also traverses the Dry Creek Basin, with good hiking down Dry Creek as it exits the basin. If you can find a route.

-Doug

Sent from my iPhone

Sent from my iPhone

Sent from my iPhone

Sent from my iPhone



Carmen Warfield <carmenw@sanmiguelcountyco.gov>

Comments regarding Thor Mining and Geosyntec Consulting

2 messages

Kelly Ryan <kelly@sanjuanhuts.com>
To: boccc@sanmiguelcountyco.gov

Mon, Mar 28, 2022 at 4:29 PM

Dear San Miguel County Board of County Commissioners,

Thank you for taking comments from the public in regards to the mining and special use permit application from Thor Mining and Geosyntec Consulting.

My father, Joe Ryan, started San Juan Hut Systems in 1987 and I have been helping run it for the past decade. Our Durango to Moab hut-to-hut mountain bike Route starts in Durango and ends in Moab Utah. It is the most remote of our four hut-to-hut routes, really even more remote than our Sneffels Traverse Route that traverses through the Sneffels Wilderness Area. The most remote section of this trip is around Wedding Bell Mountain. I regularly tell guests that it feels like you are on the very edge of the civilized world.

Bikers using our Durango to Moab mountain bike route access our Wedding Bell Hut via U29 Road which I understand would likely be the same road used to access these potential new mines. We are not opposed to all mining by any means. Founder Joe Ryan worked underground as a hardrock miner in Colorado mines from 1971 to 1978. However, we are concerned about a significant increase in mining traffic on U29 Road. We hope that you, the BOCC, can help plan for continued enjoyment and safety of the public using our Durango to Moab Route. We hope that you can include proper signage that bikes may be sharing the road, appropriate speed limits and types of vehicles used, and other measures to mitigate some of the potential negative impacts if you were to permit new mines or mining exploration.

One other point we hope the BOCC takes into account is the potential noise and light impacts and to keep these to a minimum especially at night. After reading through the Thor Mining and Geosyntec Consulting proposal, I was unclear as to the full noise and light impacts especially during evening, night, and early morning hours. I was particularly unclear as to how long shifts would be at the proposed sights. Does a shift start somewhere like Naturita or actually onsite off U29 Road? The proposal indicates that the project will be relatively quiet but sound and light travel far out there. I also know that many climbers enjoy the remote climbing and camping known as "16 Z". It sure is special how quiet and dark it is out there.

Thank you for taking these items into consideration and please let us know if we can be of further assistance. Joe Ryan would be happy to meet with the BOCC and / or the Thor Mining and Geosyntec Consulting group if that would be helpful.

Kelly Ryan

Phone: (970) 626 - 3033

Fax: (970) 626 - 4212

Email: info@sanjuanhuts.com





Troy Hangen <troyh@sanmiguelcountyco.gov>

Grazing Leases and BOCC meeting

Jensen, Michael L <m50jense@blm.gov>

Tue, Mar 29, 2022 at 10:16 AM

To: "Manning, Joseph C" <jcmanning@blm.gov>

Cc: Troy Hangen <troyh@sanmiguelcountyco.gov>, "Krassin, Chris L" <CKrassin@blm.gov>, "Blair, James J" <jblair@blm.gov>

Troy,

Yes the Bull Canyon Grazing Allotment includes the Wedding Bell Mountain area. It is permitted for cattle grazing between the beginning of November through the end of February every year.

Mike

From: Manning, Joseph C <jcmanning@blm.gov>**Sent:** Monday, March 28, 2022 11:45 AM**To:** Jensen, Michael L <m50jense@blm.gov>**Cc:** Troy Hangen <troyh@sanmiguelcountyco.gov>; Krassin, Chris L <CKrassin@blm.gov>; Blair, James J <jblair@blm.gov>

[Quoted text hidden]

[Quoted text hidden]



AGENDA ITEM 10a

TITLE:

11:45 am Approval of an amendment to the contract for the CMAQ Paving Project CR K69, CDOT Const. Proj. Code 22877./MOTION

Presented by: Ryan Righetti, Road and Bridge

Time needed: 10 mins

PREPARED BY:

Phyllis Shaffer, Road and Bridge

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Increase of \$32,381.77 to the Road & Bridge Budget

ATTACHMENTS:

[CMAQ Paving Project CR K69.pdf](#)

Description:



ROAD & BRIDGE DEPARTMENT

RYAN RIGHETTI, ROAD SUPERINTENDENT

March 23, 2022

TO: SMC Board of County Commissioners
FROM: Ryan Righetti, Road and Bridge Director *RR*
CC: Mike Bordogna; Amy Markwell; Ramona Rummel; Phyllis Shaffer

RE: CMAQ Paving Project CR K69, CDOT Const. Proj. Code 22877

Road and Bridge is working to finalize the design phase of the CMAQ CR K69 Paving Project. As part of the process, San Miguel County will be required to sign an IGA for an amended amount estimated to complete the construction of the paving project.

The initial 2019 estimate and approved CMAQ funds to complete the construction phase was \$213,000.00. Recently, a revised engineer's estimate was performed to update the total costs to include current material and associated costs. The revised estimate showed an increase of \$188,155.00 will be needed to complete the project. Road and Bridge filed a request and received approval for additional funds to cover the increase in cost.

Attached is a copy of the letter sent to CDOT with the recent engineer's estimate as well as the amendment IGA for the project grant funds.

The additional funds will require an increase in the County Match. The original matching funds were \$36,657.00, the revised total will be \$69,038.77 for an increase of \$32,381.77. Road and Bridge will work with County Finance and the County Manager on budget revisions as needed to cover the additional cost understanding that these figures are still subject to some fluctuation.

Road and Bridge is requesting the approval of the BoCC to sign the amendment IGA. CDOT will be sending the document via DocuSign to the County Chair for signature.

STATE OF COLORADO AMENDMENT

Amendment #: 1 Project #: AQC C500-010 (22877)
SIGNATURE AND COVER PAGE

State Agency Department of Transportation		Amendment Routing Number 19-HA5-XC-00132-M0003
Local Agency SAN MIGUEL COUNTY		Original Agreement Routing Number 19-HA5-XC-00132
Agreement Maximum Amount	\$401,155.00	Agreement Performance Beginning Date The later of the effective date or March 05, 2019
		Initial Agreement expiration date March 04, 2029

THE PARTIES HERETO HAVE EXECUTED THIS AMENDMENT

Each person signing this Amendment represents and warrants that he or she is duly authorized to execute this Amendment and to bind the Party authorizing his or her signature.

STATE OF COLORADO Jared S. Polis, Governor Department of Transportation Shoshana M. Lew, Executive Director <hr style="width: 30%; margin: auto;"/> Stephen Harelson, P.E., Chief Engineer Date: _____

LOCAL AGENCY SAN MIGUEL COUNTY <hr style="width: 80%; margin: auto;"/> Signature <hr style="width: 80%; margin: auto;"/> By: (Print Name and Title) Date: _____	LOCAL AGENCY (2nd Signature if Necessary) <hr style="width: 80%; margin: auto;"/> Signature <hr style="width: 80%; margin: auto;"/> By: (Print Name and Title) Date: _____
---	---

In accordance with §24-30-202 C.R.S., this Amendment is not valid until signed and dated below by the State Controller or an authorized delegate.

STATE CONTROLLER Robert Jaros, CPA, MBA, JD By: _____ Department of Transportation Effective Date: _____
--

1) PARTIES

This Amendment (the "Amendment") to the Original Agreement shown on the Signature and Cover Page for this Amendment (the "Agreement") is entered into by and between the Local Agency and the State.

2) TERMINOLOGY

Except as specifically modified by this Amendment, all terms used in this Amendment that are defined in the Agreement shall be construed and interpreted in accordance with the Agreement.

3) EFFECTIVE DATE AND ENFORCEABILITY

A. Amendment Effective Date

This Amendment shall not be valid or enforceable until the Amendment Effective Date shown on the Signature and Cover Page for this Amendment. The State shall not be bound by any provision of this Amendment before that Amendment Effective Date, and shall have no obligation to pay the Local Agency for any Work performed or expense incurred under this Amendment either before or after the Amendment term shown in §3.B of this Amendment

B. Amendment Term

The Parties' respective performances under this Amendment and the changes to the Agreement contained herein shall commence on the Amendment Effective Date shown on the Signature and Cover Page for this Amendment and shall terminate on the termination of the Agreement.

4) PURPOSE

The parties entered into the original agreement on March 05, 2019 as part of FHWA's Congestion Mitigation and Air Quality (CMAQ) Project that involved the design and construction to pave approximately 2,000 feet of San Miguel County Rd K69 with hot mix asphalt. Now the parties wish to amend the original agreement to increase the total budgeted amount.

5) MODIFICATIONS

- 1.) Increase the total budgeted amount by \$188,155.00 from \$213,000.00 to a new total of \$401,155.00.
- 2.) Add additional Federal funds in the amount of \$155,773.23 for a new total of \$332,116.23.
- 3.) Add additional Local Agency Match in the amount of \$32,381.77 for a new total of \$69,038.77.
- 4.) Replace Exhibit C in its entirety with Exhibit C-1.

6) LIMITS OF EFFECT

This Amendment is incorporated by reference into the Agreement, and the Agreement and all prior amendments or other modifications to the Agreement, if any, remain in full force and effect except as specifically modified in this Amendment. Except for the Special Provisions contained in the Agreement, in the event of any conflict, inconsistency, variance, or contradiction between the provisions of this Amendment and any of the provisions of the Agreement or any prior modification to the Agreement, the provisions of this Amendment shall in all respects supersede, govern, and control. The provisions of this Amendment shall only supersede, govern, and control over the Special Provisions contained in the Agreement to the extent that this Amendment specifically modifies those Special Provisions.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK

EXHIBIT C-1 - FUNDING PROVISIONS**San Miguel County; Project # AQC C500-010 (22877)****A. Cost of Work Estimate**

The Local Agency has estimated the total cost the Work to be \$401,155.00, which is to be funded as follows:

1. BUDGETED FUNDS			
a.	Federal Funds (82.79% of CMAQ Award)		\$332,116.23
b.	Local Agency Matching Funds (17.21% of CMAQ Award)		\$69,038.77
TOTAL BUDGETED FUNDS			\$401,155.00
2. OMB UNIFORM GUIDANCE			
a.	Federal Award Identification Number (FAIN):		TBD
b.	Name of Federal Awarding Agency:		FHWA
c.	CFDA # Highway Planning and Construction		CFDA 20.205
d.	Is the Award for R&D?		No
e.	Indirect Cost Rate (if applicable)		N/A
3. ESTIMATED PAYMENT TO LOCAL AGENCY			
a.	Federal Funds Budgeted		\$332,116.23
b.	Less Estimated Federal Share of CDOT-Incurred Costs		\$0.00
TOTAL ESTIMATED PAYMENT TO LOCAL AGENCY			\$332,116.23
4. FOR CDOT ENCUMBRANCE PURPOSES			
a.	Total Encumbrance Amount		\$401,155.00
b.	Less ROW Acquisition 3111 and/or ROW Relocation 3109		\$0.00
NET TO BE ENCUMBERED BY CDOT IS AS FOLLOWS			\$401,155.00

Note: No funds are currently available. Design and Construction funds will become available after execution of an Option letter (Exhibit B) or formal Amendment.

WBS Element 22877.20.10	Performance Period Start*/End Date	Const. 3301	\$0.00
	TBD - TBD		

*The Local Agency should not begin work until all three (3) of the following are in place: 1) Phase Performance Period Start Date; 2) the execution of the document encumbering funds for the respective phase; and 3) Local Agency receipt of the official Notice to Proceed. Any work performed before these three (3) milestones are achieved will not be reimbursable.

B. Matching Funds

The matching ratio for the federal funds for this Work is 82.79% federal funds to 17.21% Local Agency funds, and this ratio applies only to the \$401,155.00 that is eligible for federal funding. All other costs are borne by the Local Agency at 100%. If the total cost of performance of the Work exceeds \$401,155.00, and additional federal funds are available for the Work, the Local Agency shall pay 17.21% of all such costs eligible for federal funding and 100% of all other costs. If additional federal funds are not available, the Local Agency shall pay all such excess costs. If the total cost of performance of the Work is less than \$401,155.00, then the amounts of Local Agency and federal funds will be decreased in accordance with the funding ratio described herein. **This applies to the entire scope of Work.**

C. Maximum Amount Payable

The maximum amount payable to the Local Agency under this Agreement shall be \$332,116.23. For CDOT accounting purposes, the federal funds of \$332,116.23 and the Local Agency funds of \$69,038.77 will be encumbered for a total encumbrance of \$401,155.00, unless this amount is increased by an executed amendment before any increased cost is incurred. The total cost of the Work is the best estimate available, based on the design data as approved at the time of execution of this Agreement, and that any cost is subject to revisions agreed to by the parties prior to bid and award. The maximum amount payable will be reduced without amendment when the actual amount of the Local Agency's awarded Agreement is less than the budgeted total of the federal participating funds and the Local Agency matching funds. The maximum amount payable will be reduced through the execution of an Option Letter as described in Section 7. E. of this contract. **This applies to the entire scope of Work.**

D. Single Audit Act Amendment

All state and local government and non-profit organizations receiving \$750,000 or more from all funding sources defined as federal financial assistance for Single Audit Act Amendment purposes shall comply with the audit requirements of 2 CFR part 200, subpart F (Audit Requirements) see also, 49 CFR 18.20 through 18.26. The Single Audit Act Amendment requirements applicable to the Local Agency receiving federal funds are as follows:

i. Expenditure less than \$750,000

If the Local Agency expends less than \$750,000 in Federal funds (all federal sources, not just Highway funds) in its fiscal year then this requirement does not apply.

ii. Expenditure of \$750,000 or more-Highway Funds Only

If the Local Agency expends \$750,000 or more, in Federal funds, but only received federal Highway funds (Catalog of Federal Domestic Assistance, CFDA 20.205) then a program specific audit shall be performed. This audit will examine the "financial" procedures and processes for this program area.

iii. Expenditure of \$750,000 or more-Multiple Funding Sources

If the Local Agency expends \$750,000 or more in Federal funds, and the Federal funds are from multiple sources (FTA, HUD, NPS, etc.) then the Single Audit Act applies, which is an audit on the entire organization/entity.

iv. Independent CPA

Single Audit shall only be conducted by an independent CPA, not by an auditor on staff. An audit is an allowable direct or indirect cost.



ROAD & BRIDGE DEPARTMENT

RYAN RIGHETTI, ROAD SUPERINTENDENT

January 31, 2022

Matt Muraro
3803 North Main Avenue, Suite 300
Durango, CO 81301

RE: 22877 SAN MIGUEL CR K69 CMAQ PAVING

Dear Mr. Muraro,

After completing an up to date engineer's estimate for the remaining construction and paving work still needing to be performed on CDOT Project Code 22877, it appears that the allocated funds will be insufficient.

In an effort to ensure this project continues without further delay, San Miguel County Road and Bridge would like to request available, additional or remaining funds in the CMAQ program be reallocated to this project.

Included with this letter is the most recent estimate for project 22877.

The initial estimated total budget amount was.....\$213,000.00
The revised total and estimated budget required is.....\$401,155.00 (\$188,155.00 increase)
FHWA CMAQ funds were estimated at.....\$176,343.00
The revised FHWA CMAQ estimated fund amount.....\$332,116.23 (\$155,773.23 increase)
County Match.....\$36,657.00
Revised County Match.....\$69,038.77 (\$32,381.77 increase)

San Miguel County Road and Bridge is requesting an additional amount of \$155,773.23 be reallocated from the remaining FHWA CDOT funds so the project total budget of \$401,155.00 can be met.

Thank you for your consideration and please contact us with any question or if additional information is needed.

Sincerely, [Handwritten Signature]

Ryan Righetti
Director, Road and Bridge

P.O. BOX 426 • Norwood, Colorado 81423 • (970) 327-4835 •
ryanr@sanmiguelcountyco.gov



County Road K-69 Paving CDOT CMAQ Project No: AQC C500-010
CDOT Project Code: 22877 ALC Project No: 2016025 DOS 45
Engineer's Estimate of Probable Construction Cost
ASPHALT PAVEMENT FOR PRE-ADVERTISEMENT PLAN SET

Item Description	Quantity	Unit	Unit Cost	Total
CMAQ Eligible Items				
Unclassified Excavation	174	CY	\$40.00	\$6,960.00
Erosion Log Type 1 (12 inch)	40	LF	\$9.00	\$360.00
Silt Fence	105.0	LF	\$7.00	\$735.00
Pre-Fabricated Concrete Washout Structure	1	EA	\$2,100.00	\$2,100.00
Pre-Fabricated Vehicle Tracking Pad	1	EA	\$6,500.00	\$6,500.00
Removal and Disposal of Sediment (Labor)	11	HR	\$75.00	\$825.00
Removal and Disposal of Sediment (Equipment)	5	HR	\$175.00	\$875.00
Sweeping	16	HR	\$375.00	\$6,000.00
Erosion Control Management	2	DAY	\$350.00	\$700.00
Reset Ground Sign	6	EA	\$405.00	\$2,430.00
Wildlife Biologist	11	HR	\$125.00	\$1,375.00
Aggregate Base Course (Class 6) (Install Only)	1	LS	\$13,720.00	\$13,720.00
Reconditioning	5,036	SY	\$4.50	\$22,662.00
Hot Mix Asphalt	1,109	TON	\$163.00	\$180,767.00
HMA Safety Edge	4,054	LF	\$9.00	\$36,486.00
Scarifying Treatment	5,036	SY	\$8.00	\$40,288.00
Emulsified Asphalt (Slow Setting)	252	GAL	\$10.00	\$2,520.00
Concrete Pavement (10 inch) (Special) (V-pan)	8	SY	\$325.00	\$2,600.00
Reinforcing Steel (epoxy coated)	210	LBS	\$5.00	\$1,050.00
Fence (Temporary)	53	LF	\$26.00	\$1,378.00
Steel Sign Post (U-2)	4	LF	\$36.00	\$144.00
Barricade (TY 3 M-A)	2	EA	\$300.00	\$600.00
Construction Surveying	1	LS	\$4,000.00	\$4,000.00
Mobilization	1	LS	\$8,000.00	\$8,000.00
F/A Minor Contract Revision	1	FA	\$12,600.00	\$12,600.00
Items - Provided by San Miguel County				
Seeding (Native)	0.21	AC	\$2,000.00	\$420.00
Biotic Soil Amendments (Hydraulic Applied)	735	LBS	\$2.00	\$1,470.00
Humate	42	LBS	\$2.00	\$84.00
Mycorrhizae	4	LBS	\$40.00	\$168.00
Mulching (Weed Free)	0.21	AC	\$2,000.00	\$420.00
Mulch Tackifier	42	LBS	\$10.00	\$420.00
Aggregate Base Course (Class 6)	392	TON	\$47.00	\$18,424.00
Traffic Control Inspection	2	DAY	\$310.00	\$620.00
Traffic Control Management	16	DAY	\$1,000.00	\$16,000.00
Construction Traffic Sign (Panel Size A)	8	EA	\$40.00	\$320.00
Construction Traffic Sign (Special)	1	EA	\$205.00	\$205.00
Traffic Cone	39	EA	\$11.00	\$429.00
Relocated Sign	1	LS	\$500.00	\$500.00
F/A Erosion Control	1	FA	\$2,000.00	\$2,000.00
F/A Landscaping	1	FA	\$2,000.00	\$2,000.00
F/A Traffic Control	1	FA	\$2,000.00	\$2,000.00

Sub-Total \$401,155.00

Items Provided by San Miguel County \$45,480.00

Sub total for CMAQ funding (after removing items provided by San Miguel County) **Sub-Total** \$355,675.00

TOTAL CMAQ + SMC \$401,155.00

Assumptions: No utilities effected by construction; 4" asphalt on a 1" minn compacted subgrade (CDOT Class 6)



AGENDA ITEM 10b

TITLE:

Approval of the Chair's signature on Purchase Order for three (3) John Deere Motor graders from Honnen Equipment Co. 772G/772GP/772GP

Presented by: Ryan Righetti, Road and Bridge

Time needed: 5 mins

PREPARED BY:

Nancy Hrupcin, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

Ryan's note regarding Honnon Equipment: Dusty Carson, Territory Manager said any 'deals' they don't have signed P.O.'s on on 3.28.22 will be subject to a 5% price increase.

ATTACHMENTS:

[3118_001 \(1\).pdf](#)

Description:



JOHN DEERE

**Customer Purchase Agreement/Commitment to Lease for PA#
John Deere Construction, Utility and Forestry
Products and Compact Construction Equipment - US
("Purchase Agreement")**

**PA# 08671633
PA Revision# Original
Customer Name: SAN MIGUEL COUNTY**

PURCHASER NAME AND ADDRESS (First Signer)			
NAME(First, Middle, Last) SAN MIGUEL COUNTY			
STREET or RR NORWOOD , PO BOX 426			
CITY NORWOOD	STATE CO	ZIP CODE 81423	COUNTY San Miguel
PHONE NUMBER 970-327-4885	EMAIL ADDRESS ryanr@sanmiguelcountycogov		
REWARDS # 980771253			
PURCHASER NAME AND ADDRESS (Second Signer)			
NAME(First, Middle, Last)			
STREET or RR			
CITY	STATE	ZIP CODE	COUNTY
PHONE NUMBER	EMAIL ADDRESS		
REWARDS #			

DEALER NAME AND ADDRESS			
DEALER NAME Honnen Equipment Co.		Dealer Account No.: 170498	
STREET or RR 2358 I-70 Frontage Road			
CITY Grand Jct.	STATE CO	ZIP CODE 81505	Phone Number 970-243-7090
Date Of Order: Mar 17, 2022			
Dealer Order No.:		TYPE OF SALE: <input type="checkbox"/> CASH <input checked="" type="checkbox"/> LEASE <input type="checkbox"/> TIME SALE	
PURCHASER TYPE: 4 Use County		MARKET USE CODE: 40 Non-Residential	
Add Purchaser to Mailing List (Check One or More) <input type="checkbox"/> Construction <input type="checkbox"/> CCE <input type="checkbox"/> Utility <input type="checkbox"/> Forestry <input type="checkbox"/> Government			
PURCHASER IS: <input checked="" type="checkbox"/> Business <input type="checkbox"/> Individual		Purchaser Acct.: 20976	
<input type="checkbox"/> SOCIAL SECURITY		<input type="checkbox"/> IRS TAX ID NO	<input type="checkbox"/> EIN
NO.:			

EXTENDED WARRANTY IS: <input checked="" type="checkbox"/> Accept <input type="checkbox"/> Decline		LOCATION OF FIRST WORKING USE : Use County SAN MIGUEL	Use State/Province CO	COUNTY CODE 113				
(Initials)		(Initials)						
Ultimate Uptime Package Purchase: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		(Initials)						
QTY	NEW	DEMO	RENT	TRUCKS	EQUIPMENT (Model, Size, Description)	Hours of Use	PIN or Serial Number	Delivered Cash Price
1	X				2022 JOHN DEERE 772GP MOTOR GRADER with 6WD + John Deere Extended Warranty : 36M 3,000HR PT&H EXTENDED			\$ 343,600 00 \$ 0 00
					- DECLINED :John Deere Preventative Maintenance :			
1	X				2022 JOHN DEERE 772GP MOTOR GRADER with 6WD + John Deere Extended Warranty : 36M 3,000HR PT&H EXTENDED			\$ 343,600 00 \$ 0 00
					- DECLINED :John Deere Preventative Maintenance :			
1	X				2022 JOHN DEERE 772GP MOTOR GRADER with 6WD + John Deere Extended Warranty : 36M 3,000HR PT&H EXTENDED			\$ 343,600 00 \$ 0 00
					- DECLINED :John Deere Preventative Maintenance :			
(1) TOTAL CASH PRICE								\$ 1,030,800 00

QTY	TRADE-IN (Model, Size, Description)	Hours of Use	PIN or Serial Number	AMOUNT
1	2020 JOHN DEERE 772G		708967	\$ 270,000 00
1	2020 JOHN DEERE 772GP		709012	\$ 285,000 00
1	2020 JOHN DEERE 772GP		709028	\$ 285,000 00
COMMENTS: 24 Month/2,000 Hour term with annual payment of \$40,000.00 per motor grader. Honnen Guarantee buyback of \$279,000. Purchase option is \$238,770.81. San Miguel County Special Provisions Apply.				(2) TOTAL TRADE-IN ALLOWANCE \$ 840,000 00
				(3) TOTAL TRADE-IN PAY-OFF \$ 706,210 00
				(4) BALANCE \$ 897,010 00
				(5) DOC FEE \$ 366 00
				(6) SUBTOTAL \$ 897,376 00
				(7) RENTAL APPLIED \$ 0 00
				(8) CASH WITH ORDER \$ 0 00
				(9) BALANCE DUE (6-7 & 8) \$ 897,376 00



JOHN DEERE

**Customer Purchase Agreement/Commitment to Lease for PA#
John Deere Construction, Utility and Forestry
Products and Compact Construction Equipment - US
("Purchase Agreement")**

08671633

PA Revision# Original

Quote ID: 25909449

Customer Name: SAN MIGUEL COUNTY

ACKNOWLEDGMENTS: Purchaser offers to sell, transfer, and convey the item(s) listed as "Trade In" to the Dealer at or prior to the time of delivery of the above product(s), as a "trade-in" to be applied against the cash price. Purchaser represents that each "trade-in" item shall be free and clear of all security interests, liens, and encumbrances at the time of transfer to the Dealer except to the extent shown below. The price to be allowed for each "trade-in" item is listed on this document. The Purchaser promises to pay or otherwise satisfy the Balance Due (line 9) shown hereon in cash, or to execute a Retail Installment Contract, Rental Purchase Option Contract, Lease Agreement or other security agreement for the Balance Due for the Equipment, plus additional charges shown thereon, on or before delivery of the Equipment ordered herein. Despite delivery of the Equipment to the Purchaser, title to the Equipment shall not pass to the Purchaser until the Balance Due is paid or is otherwise satisfied in full for Equipment purchases. For Equipment leases and rentals, title to the Equipment shall not pass to the Purchaser. The Purchaser and the Dealer agree that this Purchase Agreement is not a security agreement and that delivery of the Equipment to the Purchaser pursuant to this Purchase Agreement will not constitute possession of the Equipment by the Purchaser, as a debtor, for the purposes of the purchase money security provisions in any statutes relating to personal property security or its equivalent. Purchaser understands that its rights in connection with this transaction are limited as set forth in this Purchase Agreement.

The Purchaser(s) and the Dealer acknowledge that while this document is defined herein as a "Purchase Agreement", it serves as both a purchase agreement for the Equipment and/or a commitment to lease the Equipment. In addition, the defined term "Purchaser" extends to and includes both a purchaser of the Equipment and/or a lessee of the Equipment. Furthermore, this Purchase Agreement is deemed to constitute a "Purchase Order" or a "Customer Purchase Order for John Deere Construction, Utility and Forestry Products and Compact Construction Equipment" for the purposes of any other John Deere documents, including, without limitation, any dealer terms schedules.

USE OF INFORMATION/PRIVACY NOTICE (U.S.):

I understand that John Deere Construction & Forestry Company and its affiliates ("John Deere") and Dealer collect information, including my personal information and machine data to provide warranty, customer service, product and customer support, marketing and promotional information about Dealer, John Deere and their equipment, products and services and to support other business processes and purposes. See the John Deere Privacy Statement (<https://www.deere.com/en/privacy-and-data/privacy-statements/>) for additional information on the types of personal information and machine data John Deere collects, how it is collected, used and disclosed. See Dealer directly for information about its privacy policy.

DISCLOSURE OF REGULATION APPLICABILITY:

When operated in California, any off-road diesel vehicle may be subject to the California Air Resources Board In-Use Off-Road Diesel Vehicle Regulation. It therefore could be subject to retrofit or accelerated turnover requirements to reduce emissions of air pollutants. More information is available on the California Air Resources Board website at <http://www.arb.ca.gov/msprog/ordiesel/ordiesel.htm>.

IMPORTANT WARRANTY NOTICE:


The Standard Warranty for new John Deere construction, utility, forestry and compact construction products is set forth in a separate document the Dealer will provide to the Purchaser. Please read the Standard Warranty carefully before signing. No express warranty is made unless specified in the Warranty Statement. PURCHASER'S RIGHTS AND REMEDIES PERTAINING TO THIS TRANSACTION ARE LIMITED AS INDICATED IN THE STANDARD WARRANTY AND PURCHASE AGREEMENT. WHERE PERMITTED BY LAW, NO IMPLIED WARRANTY OF MERCHANTABILITY, CONDITIONS OR FITNESS IS MADE.

TELEMATICS:

Orders of telematic devices include only the hardware. Where available, telematics software, including JDLink™ connectivity service, may be enabled from your local John Deere Operations Center or JDLink website. Please see your authorized John Deere dealer for assistance.

The undersigned purchaser(s) (the "Purchaser") hereby orders the product(s) (the "Product") described above from the Dealer. The Dealer shall not be liable for failure to provide the Product or for any delay in delivery if such failure or delay is due to the Dealer's inability to obtain such Product from the manufacturer or supplier or other cause beyond the Dealer's control. The cash price shown above is subject to the Dealer receiving the Product from the manufacturer or supplier prior to any change in price by the manufacturer or supplier and is also subject to any new or increased taxes being imposed upon the sale of the Product after the date of this Purchase Order.

Purchaser's signature below acknowledges the Purchaser has received a copy of the Standard Warranty, Version (Initials) and understands its terms and conditions.

Purchaser (First Signer)	<input type="text" value="SAN MIGUEL COUNTY"/>	Signature	_____	Date	_____
Purchaser (Second Signer)	<input type="text"/>	Signature	_____	Date	_____
Dealer Representative	<input type="text" value="Honnen Equipment Co."/>	Signature	_____	Date	_____
Salesperson	<input type="text" value="CARSON,DUSTY"/>	Signature		Date	_____

DELIVERY ACKNOWLEDGEMENT	Delivered with Operator's Manual On: <input type="checkbox"/>	Purchaser Signature	_____
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San Miguel County Special Provisions

These Special Provisions apply to all Contracts, Agreements and Purchase Orders. All Contracts, Agreements and Purchase Orders shall be referred to in the following provisions as "Contract".

1. SIGNATURE AUTHORITY: This Contract shall not be valid unless it has been approved and signed by someone authorized by San Miguel County Administrative Policy Manual Section 5-1.4. This Contract may be executed in two or more counterparts, each of which shall be deemed an original. The parties approve the use of electronic signatures, which shall be governed by the Uniform Electronic Transactions Act, C.R.S. §24-71.3-101 et seq.
2. FUND AVAILABILITY: Financial obligations of the County payable after the current fiscal year are contingent upon funds for that purpose being appropriated, budgeted, and otherwise made available. If funds are not appropriated, budgeted or made available, this Contract shall immediately terminate without further obligation on the part of the County. *See also* C.R.S. 30-25-103
3. GOVERNMENTAL IMMUNITY: No term or condition of this Contract shall be construed or interpreted as a waiver, express or implied, of any of the immunities, rights, benefits, protections, notice requirements or other provisions, of the Colorado Governmental Immunity Act, C.R.S. 24-10-101 et seq. as applicable now or hereafter amended. There is no intent to waive or restrict governmental immunity.
4. INDEPENDENT CONTRACTOR: Contractor shall perform its duties hereunder as an independent contractor and not as an employee. Neither Contractor nor any employee of Contractor shall be deemed to be an employee or agent of the County. Contractor and its employees are not entitled to unemployment insurance or workers compensation benefits through the County and the County shall not pay for or otherwise provide such coverage. Contractor shall be responsible for all employment taxes, income taxes or other taxes incurred in performing this Contract. Contractor shall provide and keep in force workers' compensation and unemployment compensation insurance in the amounts required by law, and provide proof thereof when requested, and to be solely responsible for its acts and those of its employees and agents.
5. COMPLIANCE WITH LAW: Contractor shall strictly comply with all applicable federal and state laws, rules, and regulations in effect or hereafter established, including, without limitation, Title II of the Americans with Disabilities Act of 1990, as amended, as well as laws applicable to discrimination and unfair employment practices.
6. CHOICE OF LAW: This Contract shall be applied and interpreted under Colorado law. Any provision included or incorporated herein by reference which purports to negate this or any other Special Provision in whole or in part shall not be valid or enforceable in any action at law or equity, whether by way of complaint, defense, or otherwise. Any provision rendered null and void by this provision shall not invalidate the remainder of the Contract.
7. BINDING ARBITRATION PROHIBITED: San Miguel County does not agree to binding arbitration by any extra-judicial body or person. Any provision to the contrary is null and void.
8. CONFLICT OF INTEREST: The Contractor avers that to Contractor's knowledge, no employee of the County has any personal or beneficial interest whatsoever in the service or property described in this Contract. Contractor has no interest and shall not acquire any interest, direct or indirect, that would conflict in any manner or degree with the performance of Contractor's services and Contractor shall not employ any person having such known interests.
9. EMPLOYMENT ELIGIBILITY: Contractor certifies, warrants, and agrees that it does not knowingly employ or contract with workers without authorization who will perform work under this Contract and will confirm the employment eligibility of all employees who are newly hired for employment directly or indirectly related to this Contract through participation in the E-Verify Program, Contractor shall not knowingly employ or contract with workers without authorization to perform work under this Contract pursuant to C.R.S. § 8-17.5-102. Contractor (a) shall not use E-Verify Program procedures to undertake pre-employment screening of job applicants while this Contract is being performed, (b) shall notify the subcontractor and the County within 3 days if Contractor has actual knowledge that a subcontractor is employing or contracting with workers without authorization for work under this Contract, (c) shall terminate the subcontract if a subcontractor does not stop employing or contracting with the illegal alien within 3 days of receiving the notice, and (d) shall comply with reasonable requests made in the course of an investigation undertaken by the Colorado Department of Labor and Employment or the County. If Contractor fails to comply with any requirement of this provision, the County may terminate this Contract for breach and, if so terminated, Contractor shall be liable for damages.
10. PROHIBITION OF PLEDGING CREDIT AND NO AID TO CORPORATIONS: Pursuant to Colorado Constitution Article XI, Sections 1 and 2 and Article X, section 20, the County shall not indemnify or hold harmless Contractor or any party related or operating under this Contract. No provision in the Contract shall limit or set the amount of damages available to the County to any amount other than the actual direct and indirect damages to the County, regardless of the theory or basis for such damages. Any provision included or incorporated herein by reference which purports to negate this provision in whole or in part shall not be valid or enforceable or available in any action at law or equity, whether by way of complaint, defense, or otherwise. Any provision rendered null and void by this provision shall not invalidate the remainder of the Contract.
11. INSURANCE: Contractor shall obtain and maintain at all times during the duration of this Contract, insurance as described in the County's solicitation, or as otherwise required by the County, and shall provide proof of such coverage.

**STANDARD WARRANTY FOR NEW HITACHI
CONSTRUCTION AND MINING PRODUCTS - US & Canada**

- . **Construction Equipment & DHSP Forestry Excavators:** 12 Months Full Machine Standard Warranty
- . **Mining Shovels**
 - o *EX1200:* 12 Months or 3000 Hours (whichever occurs first) Full Machine Standard Warranty
 - o *EX1900:* 12 Months or 4000 Hours (whichever occurs first) Full Machine Standard Warranty
 - o *EX2500 - EX8000:* 12 Months or 5000 Hours (whichever occurs first) Full Machine Standard Warranty
- . **Rigid Frame Trucks**
 - o *Construction Haulers <130 METRIC TONS (net weight):* 12 Months or 2500 Hours (whichever occurs first) Full Machine Standard Warranty
 - o *Mining Haulers >130 METRIC TONS (net weight):* 12 Months or 5000 Hours (whichever occurs first) Full Machine Standard Warranty

The "Standard Warranty" is part of the warranty protection package available from Hitachi to purchasers of new Hitachi products ("product"):

STANDARD Warranty is Hitachi's standard new product warranty, described in this document, provided at no additional charge to the purchaser.

EXTENDED Warranty is a separate repair contract made available by Hitachi for purchasers who wish to complement their Standard Warranty coverage. Complete Extended Warranty details, including coverage options and limitations, are set forth in the Application for Extended Warranty, which is available from authorized Hitachi dealers.

STRUCTURAL Warranty applies to certain structural components on Hitachi Construction and Forestry Excavators as listed below and as described in this document.

FACTORY-INSTALLED UNDERCARRIAGE Warranty applies to certain undercarriage components on Hitachi Construction and Forestry Excavators as described in this document.

A. STANDARD WARRANTY - GENERAL PROVISIONS -

Hitachi will repair or replace, at its option, any parts (except those specified below) of a new Hitachi product that, as delivered to the original retail purchaser(s), are defective in material or workmanship. Performance of this warranty will be free of charge for parts and labor/labour, except as otherwise stated below. Standard Warranty applies only to purchases from Hitachi and authorized Hitachi dealers and, except as otherwise provided in the next sentence and section L below, is extended only to the original retail purchaser of the product. Remaining Standard Warranty applicable to a used Hitachi product is transferred to a subsequent purchaser of the product only if the subsequent purchaser requests a transfer from an authorized Hitachi dealer before the product's Standard Warranty expires. Coverage begins on the date of delivery of the product to the original retail purchaser. For purposes of this warranty, a product that has been rented, used for demonstration purposes for 150 or more hours, or otherwise used prior to its original retail purchase has been "used" for the total duration of such use. Warranty statements required by law covering engine emissions-related parts and components are found on a separate written warranty certificate provided to the purchaser at the time of the original retail purchase.

B. WHAT IS COVERED BY STANDARD WARRANTY -

All parts of a new Hitachi product (except those specified in Sections D and E below) are covered during the Standard Warranty period set out above.

C. EXCLUSIVE REMEDY -

The repair or replacement of covered parts or components that are defective, as provided in Sections A, B, D.2, and D.3 herein, shall be the purchaser's exclusive remedy for any defect in the product. However, if after repeated attempts such repair or replacement fails to correct the performance problem caused by the defect, the purchaser's sole remedy shall be a refund of the amount paid for the product (in exchange for a return of the product), excluding any transportation charges, license fees, taxes and insurance premiums, and less a reasonable allowance for use of the product prior to its return. In no event will the dealer, Hitachi or any company affiliated with Hitachi, be liable for any incidental or consequential damages, including but not limited to, loss of profits, rental of substitute equipment or other commercial loss. Correction of defects in the manner provided above shall constitute fulfillment of all liabilities of the dealer, Hitachi, and/or any company affiliated with Hitachi to the purchaser or any other person, whether based upon contract, tort, strict liability, or otherwise. This limitation does not apply to claims for personal injury.

D. ITEMS COVERED SEPARATELY -

1. Standard Warranty does not apply to batteries, radios, tires, or to Cummins, MTU or Detroit Diesel Engines installed in Hitachi products, which are covered by separate written warranties.
2. Factory-Installed Undercarriage Warranty covers all non-rubberized factory-installed undercarriage wear components for 3 years or 4,000 hours from the date of delivery to the original retail purchaser, whichever occurs first (unless terminated earlier under Section F, below). For purposes of this warranty, a product that has been rented, used for demonstration purposes for 150 or more hours, or otherwise used prior to its original retail purchase has been "used" for the total duration of such use. In addition to the items listed in section E below, Factory-Installed Undercarriage Warranty does not cover: failures due to wear, machine application, maintenance practices, or improper machine configuration; removal and installation labor/labour; transportation or hauling costs; unapproved parts; non-wear items; and rubberized undercarriage components such as rubber tracks. Warranty claims will be pro-rated based upon wear of the failed component and whether track shoe width is approved by Hitachi. Factory-Installed Undercarriage Warranty does not apply to Mining Equipment.
3. Structural Warranty for new Hitachi Construction and Forestry Excavators only (excluding compact excavators and all mining equipment, which are not eligible for Structural Warranty) begins at the date of delivery to the original retail purchaser and ends (unless terminated earlier under Section F below) after three (3) years, or 10,000hours (whichever occurs first). For purposes of this warranty, a product that has been rented, used for demonstration purposes for 150 or more hours, or otherwise used prior to its original retail purchase has been "used" for the total duration of such use. **Standard Structural Warranty applies only to the following structural components listed below, as installed on the product at the time of original manufacture.** If a particular component is not listed below, it is not covered by Structural Warranty.

Arm; Articulation Joint (incl. pins & bushings); Bin Frame; Boom; Carbody; C-Frame; Circle Frame; Coupler (Hitachi built ONLY); Dipperstick; Draft Frame; Engine Frame; Equipment Frame; Mainframe; Moldboard Lift Arm; Rollover Protection Structure (ROPS); Side Frame; Swing Frame; Track Frame; Undercarriage Frame; X-Frame; Specialty booms and arms marketed as "heavy duty" by Hitachi.

Structural Warranty does not apply to:

1. Any product used primarily in extreme duty or severe duty applications (such as but not limited to: demolition and wrecking, chemical plant (including fertilizer plants), salt mines, steel mill, land fill and transfer stations, scrap handling, scarifying and other applications that are similarly destructive or similarly heavy duty), except specialty booms and arms as stated in Section D.3 above.
2. Excavator and Log Loader swing bearings.

E. ITEMS NOT COVERED -

Hitachi is NOT responsible for the following:

1. Freight
2. Adjustments to compensate for wear, for periodic maintenance, or adjustments that result from normal wear and tear.
3. Damage caused by unapproved adjustments (electronic or mechanical) to machine or machine components outside of published specifications including but not limited to engine, hydraulic components and relief valves.
4. Program updates, calibrations, and pressure adjustments.
5. Diagnostic Time
6. Additional Labor/labour Time - Above SPG/Labor/labour Rate
7. Additional Cleaning - Above SPG/Labor/labour Rate
8. Rental Fees
9. Depreciation or damage caused by normal wear or application, lack of reasonable and proper maintenance, failure to follow operating instructions, misuse, negligence, collision or other accidents
10. Premiums charged for Overtime Labor/labour.
11. Transportation to and from the dealership (except as otherwise provided in section I below)
12. Travel time, mileage or service calls by the dealer. Excludes Mining Machines and Rigid Frame Trucks where travel time and mileage during Standard Warranty is paid up to applicable maximums (See section I below).
13. Non-Hitachi components or modifications, Rotobec Grapples, referral attachments.
14. Shop supplies and maintenance items such as, but not limited to: filters, fuels, oil, hydraulic fluid, lubricants, coolants, conditioners, shop towels, cleaners and degreasers. Note: Reimbursement for refills of oils/coolants lost due to a warrantable failure is covered when a system failure occurs outside the boundaries of a normal oil change (within 25% of specified change interval).
15. Torn, cut or worn hoses.

16. Wear items, such as, but not limited to: body liner, belts, blades, bulbs, lubricated joints(including pins and bushings), dry brakes, brake linings, dry clutch linings, saw blades, chains, color marking nozzles, and articulation bumpers.
17. Items such as cutting edge parts, delimiting knives, bucket teeth and rubber tracks are not warranted for depreciation or damage caused by normal wear, lack of proper maintenance, misuse, failure to follow operating instructions, the elements or accident.
18. Any defect in a non-covered component, or damage to or failure of a covered component caused by a defect in a non-covered component.
19. Secondary damage which occurs from continued operation of a product after recognition of the occurrence of a failure.
20. Parts supplied or modifications done by third party suppliers.
21. Topping off fluids when fluid levels fall in the range between low and full
22. Parts/Kits not ordered on machine and installed aftermarket. These parts will be covered by any applicable parts warranty.
23. Attachments installed aftermarket - i.e. Winch not installed at factory.
24. Custom options installed outside the factory - i.e. G.R. Waste Handling Package.
25. Used products (except as otherwise provided in section A above).

F. TERMINATION OF WARRANTY -

Hitachi is relieved of its obligations under Standard Warranty, Structural Warranty, Factory-Installed Undercarriage Warranty, and/or Extended Warranty if:

1. Service (other than normal maintenance and replacement of service items) is performed by someone other than an authorized Hitachi dealer; or
2. The product is modified or altered in ways not approved by Hitachi; or
3. Any unapproved or improperly sized attachment is installed on the product. Approval and attachment size shall be at Hitachi's sole discretion. (Consult dealer prior to installing attachments or product modification).
4. The product is moved outside the US and/or Canada.

G. PARTS REPLACED UNDER WARRANTY-

Only new or remanufactured parts or components furnished or approved by Hitachi, will be used if Hitachi elects to repair the product. If any such part or component is defective in material or workmanship when installed in the product, Hitachi will repair or replace, as it elects, such defective part or component, provided the defect is reported to an authorized Hitachi dealer within 90 days of installation or before expiration of the applicable Standard Warranty, Factory-Installed Undercarriage Warranty, and/or Structural Warranty, whichever is later.

H. TELEMATICS

NOTICE: Products may be equipped with telematics hardware and software ("Telematics") that transmit data to Hitachi/ Dealer. Purchaser may deactivate Telematics at www.jdlink.com.

Notwithstanding Purchaser's right, title or interest in the Products, Purchaser agrees that Hitachi and Dealer (their affiliates, successors and assigns), without further notice to Purchaser have the right to:

1. Access, use, collect and disclose any data generated by, collected by, or stored in, Products or any hardware or devices interfacing with Products ("Machine Data");
2. Access Machine Data directly through data reporting devices integrated within, or attached to, Products, including Telematics ("Data Reporting Systems"); and
3. Update the Data Reporting Systems software from time to time. Machine Data will only be used in accordance with Hitachi's Machine Data Policy, located at www.JohnDeere.com/MachineDataPolicy. Machine Data may be transferred out of the country where it is generated, including to the U.S.A.

I. OBTAINING WARRANTY SERVICE -

To obtain warranty service, the purchaser must request warranty service from a Hitachi dealer authorized to sell the product to be serviced. When making such a request, the purchaser must present evidence of the product's delivery date, make the product available at the dealer's place of business, and inform the dealer in what way the purchaser believes the product to be defective. Standard Warranty, Factory-Installed Undercarriage Warranty and/or Structural Warranty repairs can be made in the field if the purchaser and servicing dealer so desire. However, **except for service calls on Mining Shovels and Hitachi Rigid Frame Trucks (subject to applicable maximums, consult dealer for details)**, Hitachi will not be responsible for any charges (such as dealer travel time, mileage or extra labor/labour) that would not have been incurred had the product been repaired at the dealer's place of business.

J. NO IMPLIED WARRANTY, CONDITIONS OR OTHER REPRESENTATION -

Where permitted by law, neither Hitachi nor any company affiliated with it makes any warranties, representations, conditions or promises, express or implied, as to the quality, performance, or freedom from defect of its products, other than those set forth in this document, and **NO IMPLIED WARRANTY OF MERCHANTABILITY, CONDITIONS OR FITNESS IS MADE.**

K. NO DEALER WARRANTY -

The selling dealer makes no warranty of its own on any item covered by this warranty, and makes no warranty on the other items unless the dealer delivers to the purchaser a separate written warranty certificate specifically warranting the item. **The dealer has no authority to make any representation or promise on behalf of Hitachi, or to modify the terms or limitations of this warranty in any way.**

L. USED HITACHI PRODUCTS ONLY-

Hitachi will transfer remaining Standard Warranty, Factory-Installed Undercarriage Warranty and/or Structural Warranty to the purchaser of a used Hitachi construction, forestry and/or mining product that has been used for less than the full warranty period provided at the product's original retail purchase. This transfer is not effective until change of ownership is registered by a Hitachi dealer. **ALL THE TERMS, INCLUDING LIMITATIONS AND EXCLUSIONS, OF THE HITACHI STANDARD WARRANTY, FACTORY-INSTALLED UNDERCARRIAGE WARRANTY, AND/OR STRUCTURAL WARRANTY ORIGINALLY PROVIDED FOR THE PRODUCT REMAIN IN EFFECT AND APPLICABLE.**

**STANDARD WARRANTY FOR NEW TIMBERJACK
FORESTRY PRODUCTS - US & Canada**

. Timberjack Forestry Products: 12 Months Full Machine Standard Warranty

The "Standard Warranty" is part of the warranty protection package available from Timberjack Inc. ("Timberjack") to purchasers of new Timberjack products ("product"):

STANDARD Warranty is Timberjack's standard new product warranty, described in this document, provided at no additional charge to the purchaser.

EXTENDED Warranty is a separate repair contract made available by Timberjack for purchasers who wish to complement their Standard Warranty coverage. Complete Extended Warranty details, including coverage options and limitations, are set forth in the Application for Extended Warranty, which is available from authorized Timberjack dealers.

STRUCTURALL Warranty applies to certain structural components as listed below and as described in this document.

A. WARRANTY - GENERAL PROVISIONS

Timberjack will repair or replace, at its option, any parts (except those specified below) of a new Timberjack product that, as delivered to the original retail purchaser(s), are defective in material or workmanship. Performance of this warranty will be free of charge for parts and labor/labour, except as otherwise stated below. Standard Warranty applies only to purchases from Timberjack and authorized Timberjack dealers and, except as otherwise provided in the next sentence and section L below, is extended only to the original retail purchaser of the product. Remaining Standard Warranty applicable to a used Timberjack product is transferred to a subsequent purchaser of the product only if the subsequent purchaser requests a transfer from an authorized Timberjack dealer before the product's Standard Warranty expires. Coverage begins on the date of delivery of the product to the original retail purchaser. For purposes of this warranty, a product that has been rented, used for demonstration purposes for 150 or more hours, or otherwise used prior to its original retail purchase has been "used" for the total duration of such use. Warranty statements required by law covering engine emissions-related parts and components are found on a separate written warranty certificate provided to the purchaser at the time of the original retail purchase.

B. WHAT IS COVERED BY THIS WARRANTY

All parts of a new Timberjack product (except those noted in Sections D and E below) are covered during the Standard Warranty period set out above.

C. EXCLUSIVE REMEDY -

The repair or replacement of covered parts or components that are defective, as provided in Sections A, B, and D.2 herein, shall be the purchaser's exclusive remedy for any defect in the product. However, if after repeated attempts such repair or replacement fails to correct the performance problem caused by the defect, the purchaser's sole remedy shall be a refund of the amount paid for the product (in exchange for a return of the product), excluding any transportation charges, license fees, taxes and insurance premiums, and less a reasonable allowance for use of the product prior to its return. In no event will the dealer, Timberjack or any company affiliated with Timberjack be liable for any incidental or consequential damages, including but not limited to loss of profits, rental of substitute equipment or other commercial loss. Correction of defects in the manner provided above shall constitute fulfillment of all liabilities of the Dealer, Timberjack, or any company affiliated with Timberjack to the purchaser or any other person, whether based upon contract, tort, strict liability, or otherwise. This limitation does not apply to claims for personal injury.

D. ITEMS COVERED SEPARATELY -

1. Standard Warranty does not apply to batteries, radios, tires, or to Cummins, MTU or Detroit Diesel Engines installed in Timberjack products, which are covered by separate written warranties.
2. StructurALL Warranty for new Timberjack Products begins at the date of delivery to the original retail purchaser and ends (unless terminated earlier under Section F, below) after three (3) years, or 10,000 hours (whichever occurs first). For purposes of this warranty, a product that has been rented, used for demonstration purposes for 150 or more hours, or otherwise used prior to its original retail purchase has been "used" for the total duration of such use. **StructurALL Warranty applies only to the following structural components listed below as installed on the product at the time of original manufacture.** If a particular component is not listed below it is not covered by StructurALL Warranty.

Arm, Articulation Joint (incl. pins and bushings), Bin Frame, Boom, Car body, C-Frame*, Circle Frame, Coupler (Timberjack built ONLY), Dipper stick, Draft Frame, Engine Frame, Equipment Frame, Grapple Arch, Grapple Boom, Loader Arm, Loader Frame, Mainframe, Moldboard Lift Arms, NeverGrease™ Pin Joints, Rollover Protection Structure (ROPS), Side Frame, Swing Frame, Track Frame, Undercarriage Frame, X-Frame, Z-bar, Specialty booms and arms marketed as "heavy-duty" by Timberjack.

StructurALL Warranty does not apply to any product used primarily in extreme duty or severe duty applications such as but not limited to: demolition and wrecking, chemical plant (including fertilizer plants), salt mines, steel mill, land fill and transfer stations, scrap handling, scarifying and other applications that are similarly destructive or similarly heavy duty except specialty booms and arms as stated in Section D.3 above.

E. ITEMS NOT COVERED -

Timberjack is NOT responsible for the following:

1. Freight
2. Adjustments to compensate for wear, for periodic maintenance or adjustments that result from normal wear and tear.
3. Damage caused by unapproved adjustments (electronic or mechanical) to machine or machine components outside of published specifications including but not limited to engine, hydraulic components and relief valves.
4. Program updates, calibrations, and pressure adjustments.
5. Diagnostic Time
6. Additional Labor/Labour Time - Above SPG/Labor/Labour Rate
7. Additional Cleaning - Above SPG/Labor/Labour Rate
8. Rental Fees
9. Depreciation or damage caused by normal wear or application, lack of reasonable and proper maintenance, failure to follow operating instructions, misuse, negligence, collision or other accidents.
10. Premiums charged for Overtime Labor/Labour
11. Transportation to and from the dealership.
12. Travel time, mileage or service calls by the dealer.
13. Non-Timberjack components or modifications, Rotobec grapples, referral attachments.
14. Shop supplies and maintenance items such as, but not limited to: filters, fuels, oil, hydraulic fluid, lubricants, coolants, conditioners, shop towels, cleaners and degreasers. Note: Reimbursement for refills of oils/coolants lost due to a warrantable failure is covered when a system failure occurs outside the boundaries of a normal oil change (within 25% of specified change interval as provided in the Operator's Manual).
15. Torn, cut, or worn hoses.
16. Wear items, such as, but not limited to: body liner, belts, blades, bulbs, lubricated joints (including pins and bushings), dry brakes, brake linings, dry clutch linings, saw blades, chains, skidder grapple shocks, color marking nozzles, and articulation bumpers.
17. Items such as cutting edge parts, delimiting knives, bucket teeth and rubber track are not warranted for depreciation or damage caused by normal wear, lack of proper maintenance, misuse, failure to follow operating instructions, the elements or accident.
18. Any defect in a non-covered component, or damage to or failure of a covered component caused by a defect in a non-covered component.
19. Secondary damage which occurs from continued operation of a product after recognition of the occurrence of a failure.
20. Parts supplied or modifications done by third party suppliers.
21. Topping off fluids when fluid levels fall in the range between low and full
22. Parts/Kits not ordered on machine and installed aftermarket. These parts will be covered by any applicable parts warranty.
23. Attachments installed aftermarket - i.e. Winch not installed at factory.
24. Custom options installed outside the factory - i.e. G.R. Waste Handling Package.
25. Used Products (except as otherwise provided in section L below).

F. TERMINATION OF WARRANTY-

Timberjack is relieved of its obligations under Standard Warranty, StructurALL Warranty, and/or Extended Warranty if:

1. Service (other than normal maintenance and replacement of service items) is performed by someone other than an authorized Timberjack dealer; or
2. The product is modified or altered in ways not approved by Timberjack; or
3. Any unapproved or improperly sized attachment is installed on the product. Approval and attachment size shall be at Timberjack's sole discretion. (Consult dealer prior to installing attachments or product modification).
4. The product is moved outside the US and/or Canada.

G. PARTS REPLACED UNDER WARRANTY -

Only new or remanufactured parts or components furnished or approved by Timberjack, will be used if Timberjack elects to repair the product. If any such part or component is defective in material or workmanship when installed in the product, Timberjack will repair or replace, as it elects, such defective part or component, provided the defect is reported to an authorized Timberjack dealer within 90 days of installation or before expiration of the applicable Standard Warranty and/or StructurALL Warranty whichever is later.

H. TELEMATICS

NOTICE: Products may be equipped with telematics hardware and software ("Telematics") that transmit data to Timberjack/ Dealer. Purchaser may deactivate Telematics at www.jdlink.com.

Notwithstanding Purchaser's right, title or interest in the Products, Purchaser agrees that Timberjack and Dealer (their affiliates, successors and assigns), without further notice to Purchaser have the right to:

1. Access, use, collect and disclose any data generated by, collected by, or stored in, Products or any hardware or devices interfacing with Products ("Machine Data");
 2. Access Machine Data directly through data reporting devices integrated within, or attached to, Products, including Telematics ("Data Reporting Systems"); and
 3. Update the Data Reporting Systems software from time to time. Machine Data will only be used in accordance with Timberjack's Machine Data Policy, located at www.JohnDeere.com/MachineDataPolicy.
- Machine Data may be transferred out of the country where it is generated, including to the U.S.A.

I. OBTAINING WARRANTY SERVICE -

To obtain warranty service, the purchaser must request warranty service from a Timberjack dealer authorized to sell the product to be serviced. When making such a request, the purchaser must present evidence of the product's delivery date, make the product available at the dealer's place of business, and inform the dealer in what way the purchaser believes the product to be defective. Standard Warranty and/or StructurALL Warranty repairs may be made in the field if the purchaser and servicing dealer so desire. However, Timberjack will not be responsible for any charges (such as dealer travel time, mileage or extra labor/labour) that would not have been incurred had the product been repaired at the dealer's place of business.

J. NO IMPLIED WARRANTY, CONDITIONS OR OTHER REPRESENTATION -

Where permitted by law, neither Timberjack nor any company affiliated with it makes any warranties, representations, conditions or promises, express or implied, as to the quality, performance, or freedom from defect of its products, other than those set forth in this document and **NO IMPLIED WARRANTY OF MERCHANTABILITY, CONDITIONS OR FITNESS IS MADE.**

K. NO DEALER WARRANTY -

The selling dealer makes no warranty of its own on any item covered by this warranty, and makes no warranty on other items unless the dealer delivers to the purchaser a separate written warranty certificate specifically warranting the item. **The dealer has no authority to make any representation or promise on behalf of Timberjack, or to modify the terms or limitations of this warranty in any way.**

L. USED TIMBERJACK PRODUCTS ONLY -

Timberjack will transfer remaining Standard Warranty and/or StructurALL Warranty to the purchaser of a used Timberjack forestry product that has been used for less than the full warranty period provided at the product's original retail purchase. This transfer is not effective until change of ownership is registered by a Timberjack dealer. **ALL THE TERMS, INCLUDING LIMITATIONS AND EXCLUSIONS, OF THE TIMBERJACK STANDARD WARRANTY AND/OR STRUCTURALL WARRANTY ORIGINALLY PROVIDED FOR THE PRODUCT REMAIN IN EFFECT AND APPLICABLE.**

STANDARD WARRANTY FOR NEW JOHN DEERE CONSTRUCTION, UTILITY, CCE AND FORESTRY PRODUCTS – US & Canada

- **Construction, Forestry & Compact Construction Equipment (CCE) Products***: 12 months Full Machine Standard Warranty
- *** Compact Construction Equipment Products** Delivered and settled on or after 01 June 2018: 24 months or 2000 hours (whichever comes first) Full Machine Standard Warranty
- **C&E Series Pull-Type Scrapers**: 6 months Full Machine Standard Warranty
- **DC & DE Series Pull-Type Scrapers**: 12 months Full Machine Standard Warranty
- **Scraper Tractors**: 24 Months or 2000 Hours (whichever occurs first) Full Machine Standard Warranty
- **Forestry Attachments**: 12 Months or 2000 Hours (whichever occurs first) Full Machine Standard Warranty
- **Frontier Equipment**: 6 months Full Machine Standard Warranty (90 days in rental applications)

The "Standard Warranty" is part of the warranty protection package available from John Deere Construction & Forestry Company (John Deere Limited in Canada) ("John Deere") to purchasers of new John Deere products ("product"):

STANDARD Warranty is John Deere's standard new product warranty, described in this document, provided at no additional charge to the purchaser.

EXTENDED Warranty is a separate repair contract made available by John Deere for purchasers who wish to complement their Standard Warranty coverage. Complete Extended Warranty details, including coverage options and limitations, are set forth in the Application for Extended Warranty, which is available from authorized John Deere dealers.

STRUCTURAL Warranty applies to certain structural components as listed below and as described in this document.

FACTORY-INSTALLED UNDERCARRIAGE Warranty applies to certain undercarriage components as listed below and as described in this document.

A. STANDARD WARRANTY - GENERAL PROVISIONS

John Deere will repair or replace, at its option, any parts (except those specified below) of a new John Deere product that, as delivered to the original retail purchaser(s), are defective in material or workmanship. Performance of this warranty will be free of charge for parts and labor/labour, except as otherwise stated below. Standard Warranty applies only to purchases from John Deere and authorized John Deere dealers and, except as otherwise provided in the next sentence and section L below, is extended only to the original retail purchaser of the product. Remaining Standard Warranty applicable to a used John Deere product is transferred to a subsequent purchaser of the product only if the subsequent purchaser requests a transfer from an authorized John Deere dealer before the product's Standard Warranty expires. Coverage begins on the date of delivery of the product to the original retail purchaser. For purposes of this warranty, a product that has been rented, used for demonstration purposes for 150 or more hours, or otherwise used prior to its original retail purchase has been "used" for the total duration of such use. Warranty statements required by law covering engine emissions-related parts and components are found on a separate written warranty certificate provided to the purchaser at the time of the original retail purchase.

B. WHAT IS COVERED BY STANDARD WARRANTY -

All parts of a new John Deere product (except those noted in Sections D and E below) are covered during the Standard Warranty period set out above.

C. EXCLUSIVE REMEDY -

The repair or replacement of covered parts or components that are defective, as provided in Sections A, B, D.2 and D.3 herein, shall be the purchaser's exclusive remedy for any defect in the product. However, if after repeated attempts such repair or replacement fails to correct the performance problem caused by the defect, the purchaser's sole remedy shall be a refund of the amount paid for the product (in exchange for a return of the product), excluding any transportation charges, license fees, taxes and insurance premiums, and less a reasonable allowance for use of the product prior to its return. In no event will the dealer, John Deere or any company affiliated with John Deere be liable for any incidental or consequential damages, including but not limited to loss of profits, rental of substitute equipment or other commercial loss. Correction of defects in the manner provided above shall constitute fulfillment of all liabilities of the Dealer, John Deere, or any company affiliated with John Deere to the purchaser or any other

person, whether based upon contract, tort, strict liability, or otherwise. This limitation does not apply to claims for personal injury.

D. ITEMS COVERED SEPARATELY -

1. Standard Warranty does not apply to batteries, radios, tires, cameras, or to Cummins, MTU or Detroit Diesel Engines installed in John Deere products, which are covered by separate written warranties.
2. Factory-Installed Undercarriage Warranty covers all non-rubberized factory-installed undercarriage wear components for 3 years or 4,000 hours from the date of delivery to the original retail purchaser, whichever occurs first (unless terminated earlier under Section F, below). For purposes of this warranty, a product that has been rented, used for demonstration purposes for 150 or more hours, or otherwise used prior to its original retail purchase has been "used" for the total duration of such use. In addition to the items listed in section E below, Factory-Installed Undercarriage Warranty does not cover: failures due to wear, machine application, maintenance practices, or improper machine configuration; removal and installation labor/labour; transportation or hauling costs; unapproved parts; non-wear items; and rubberized undercarriage components such as rubber tracks. Warranty claims will be pro-rated based upon wear of the failed component and whether track shoe width is approved by John Deere. Factory-Installed Undercarriage Warranty does not apply to Scraper Tractors.
3. StructurALL Warranty for new John Deere Products (except Compact Excavators & Loaders, Skid-Steer Loaders, Compact Track Loaders, Scraper Tractors, Pull-Type Scrapers, and Forestry Attachments, which are not eligible for StructurALL Warranty) begins at the date of delivery to the original retail purchaser and ends (unless terminated earlier under Section F, below) after three (3) years, or 10,000 hours (whichever occurs first). For purposes of this warranty, a product that has been rented, used for demonstration purposes for 150 or more hours, or otherwise used prior to its original retail purchase has been "used" for the total duration of such use. **StructurALL Warranty applies only to the following structural components listed below as installed on the product at the time of original manufacture.** If a particular component is not listed below it is not covered by StructurALL Warranty.

Arm; Articulation Joint (incl. pins & bushings); Bin Frame; Boom; Carbody; C-Frame*; Circle Frame; Coupler (John Deere built ONLY); Dipperstick; Draft Frame; Engine Frame; Equipment Frame; Grapple Arch and Grapple Boom; Loader Arm; Loader Frame; Mainframe; Moldboard Lift Arm; NeverGrease™ Pin Joints [Includes steering pin and bushing joints (standard equipment), roller elements (roller bearings) in bucket to boom joints and sliding elements (bushing) for boom and linkage joints (optional equipment)]; Rollover Protection Structure (ROPS); Side Frame; Swing Frame; Track Frame; Undercarriage Frame; X-Frame; Z-bar loader linkage (including bell crank and bucket driver link); Specialty booms and arms marketed as "heavy duty" by John Deere.

Items Covered by StructurALL for Cut-to-Length Forestry Machines: Front frame (welded assembly); Rear frame (welded assembly); Crane king post with basement; Middle joint frame; Cabin swing frame; Main Boom

StructurALL Warranty does not apply to:

1. Any product used primarily in extreme duty or severe duty applications such as but not limited to: demolition and wrecking, chemical plant (including fertilizer plants), salt mines, steel mill, land fill and transfer stations, scrap handling, scarifying and other applications that are similarly destructive or similarly heavy duty except specialty booms and arms as stated in Section D.3 above.
2. C-Frames on H-Series & J-Series Crawlers equipped with root rakes or used in forestry applications unless equipped with an "extreme duty" reinforcement package.
3. Cut-to-Length Forestry Heads and Slash Bundler Units.
4. Crawlers equipped with optional side booms.
5. Cut-to-Length Forestry, Excavator, and Log Loader swing bearings.
6. Motor Graders equipped with front- or rear-mounted snow wings.

E. ITEMS NOT COVERED -

John Deere is NOT responsible for the following:

1. Freight
2. Adjustments to compensate for wear, for periodic maintenance or adjustments that result from normal wear and tear.
3. Damage caused by unapproved adjustments (electronic or mechanical) to machine or machine components outside of published specifications including but not limited to engine, hydraulic components and relief valves.
4. Program updates, calibrations, and pressure adjustments.
5. Diagnostic Time
6. Additional Labor/Labour Time - Above SPG/Labor/Labour Rate
7. Additional Cleaning - Above SPG/Labor/Labour Rate
8. Rental Fees
9. Depreciation or damage caused by normal wear or application, lack of reasonable and proper maintenance, failure to follow operating instructions, misuse, negligence, collision or other accidents.
10. Premiums charged for Overtime Labor/Labour
11. Transportation to and from the dealership.
12. Travel time, mileage or service calls by the dealer.
13. Non-John Deere components or modifications, Rotobec grapples, and attachments installed aftermarket.
14. Shop supplies and maintenance items such as, but not limited to: filters, fuels, oil, hydraulic fluid, lubricants, coolants, conditioners, shop towels, cleaners and degreasers. Note: Reimbursement for refills of oils/coolants lost due to a warrantable failure is covered when a system failure occurs outside the boundaries of a normal oil change (within 25% of specified change interval as provided in the Operator's Manual).
15. Torn, cut, or worn hoses.
16. Wear items, such as, but not limited to: body liner, belts, blades, bulbs, lubricated joints (including pins and bushings), dry brakes, brake linings, dry clutch linings, saw blades, chains, skidder grapple shocks, color marking nozzles, and articulation bumpers.
17. Items such as cutting-edge parts, delimiting knives, bucket teeth and rubber track are not warranted for depreciation or damage caused by normal wear, lack of proper maintenance, misuse, failure to follow operating instructions, the elements or accident.
18. Any defect in a non-covered component, or damage to or failure of a covered component caused by a defect in a non-covered component.
19. Secondary damage which occurs from continued operation of a product after recognition of the occurrence of a failure.
20. Parts supplied or modifications done by third party suppliers.
21. Topping off fluids when fluid levels fall in the range between low and full
22. Parts/Kits not ordered on machine and installed aftermarket. These parts will be covered by any applicable parts warranty.
23. Attachments installed aftermarket – i.e. Winch not installed at factory.
24. Custom options installed outside the factory – i.e. G.R. Manufacturing option packages.
25. Used Products (except as otherwise provided in section L below).

F. TERMINATION OF WARRANTY-

John Deere is relieved of its obligations under Standard Warranty, StructurALL Warranty, Factory-Installed Undercarriage Warranty and/or Extended Warranty if:

1. Service (other than normal maintenance and replacement of service items) is performed by someone other than an authorized John Deere dealer; or
2. The product is modified or altered in ways not approved by John Deere; or
3. Any unapproved or improperly sized attachment is installed on the product. Approval and attachment size shall be at John Deere's sole discretion. (Consult dealer prior to installing attachments or product modification).
4. The product is moved outside the US and/or Canada.

G. PARTS REPLACED UNDER WARRANTY -

Only new or remanufactured parts or components furnished or approved by John Deere, will be used if John Deere elects to repair the product. If any such part or component is defective in material or workmanship when installed in the product, John Deere will repair or replace, as it elects, such defective part or component, provided the defect is

reported to an authorized John Deere dealer within 90 days of installation or before expiration of the applicable Standard Warranty, Factory-Installed Undercarriage Warranty and/or StructurALL Warranty whichever is later.

H. TELEMATICS

NOTICE: Products may be equipped with telematics hardware and software ("Telematics") that transmit data to John Deere/ Dealer. Purchaser may deactivate Telematics at www.jdlink.com.

Notwithstanding Purchaser's right, title or interest in the Products, Purchaser agrees that John Deere and Dealer (their affiliates, successors and assigns), without further notice to Purchaser have the right to:

1. Access, use, collect and disclose any data generated by, collected by, or stored in, Products or any hardware or devices interfacing with Products ("Machine Data");
2. Access Machine Data directly through data reporting devices integrated within, or attached to, Products, including Telematics ("Data Reporting Systems"); and
3. Update the Data Reporting Systems software from time to time. Machine Data will only be used in accordance with John Deere's Machine Data Policy, located at www.JohnDeere.com/MachineDataPolicy.

I. OBTAINING WARRANTY SERVICE -

To obtain warranty service, the purchaser must request warranty service from a John Deere dealer authorized to sell the product to be serviced. When making such a request, the purchaser must present evidence of the product's delivery date, make the product available at the dealer's place of business, and inform the dealer in what way the purchaser believes the product to be defective. Standard Warranty, Factory-Installed Undercarriage Warranty and/or StructurALL Warranty repairs may be made in the field if the purchaser and servicing dealer so desire. However, John Deere will not be responsible for any charges (such as dealer travel time, mileage or extra labor/labour) that would not have been incurred had the product been repaired at the dealer's place of business.

J. NO IMPLIED WARRANTY, CONDITIONS OR OTHER REPRESENTATION -

Where permitted by law, neither John Deere nor any company affiliated with it makes any warranties, representations, conditions or promises, express or implied, as to the quality, performance, or freedom from defect of its products, other than those set forth in this document and **NO IMPLIED WARRANTY OF MERCHANTABILITY, CONDITIONS OR FITNESS IS MADE.**

K. NO DEALER WARRANTY -

The selling dealer makes no warranty of its own on any item covered by this warranty, and makes no warranty on other items unless the dealer delivers to the purchaser a separate written warranty certificate specifically warranting the item. **The dealer has no authority to make any representation or promise on behalf of John Deere, or to modify the terms or limitations of this warranty in any way.**

L. USED JOHN DEERE PRODUCTS ONLY -

John Deere will transfer remaining Standard Warranty, Factory-Installed Undercarriage Warranty and/or StructurALL Warranty to the purchaser of a used John Deere construction and/or forestry product that has been used for less than the full warranty period provided at the product's original retail purchase. This transfer is not effective until change of ownership is registered by a John Deere dealer. **ALL THE TERMS, INCLUDING LIMITATIONS AND EXCLUSIONS, OF THE JOHN DEERE STANDARD WARRANTY, FACTORY-INSTALLED UNDERCARRIAGE WARRANTY, AND/OR STRUCTURALL WARRANTY ORIGINALLY PROVIDED FOR THE PRODUCT REMAIN IN EFFECT AND APPLICABLE.**



AGENDA ITEM 13a

TITLE:

1:00 p.m. PUBLIC HEARING: Continuation of an application submitted by Gabriel Sweet, Big Rock Exploration LLC, on behalf of Tarsus Resources US Inc., a wholly owned United States subsidiary of Alianza Minerals Ltd (Applicant), that proposes Mineral Exploration on its mining claims located in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, and on the State Land Board section located in Section 16, Township 43N, Range 16W, West End (WE) Zone District / MOTION

Presented by: John Huebner, Senior Planner

Time needed: 75 mins

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[BOCC Packet -Tarsis Resources US Inc Klondike Basin Exploratory Drill Program 3.30.22.pdf](#)
[AlianzaSMClet22 - Public Comment Letter](#)

Description:

PUBLIC HEARING RECORD

Board of County Commissioners

Application: Tarsis Resources US Inc – Alianza Minerals Limited – Klondike Basin, West End
Zone District, Conditional Uses on Federal Lands, Mining Special Use Permit

Date: March 30, 2022 **Items in bold received after the March 16, 2022 meeting**

1. San Miguel County Land Use Code (Adopted 11/30/90) with all amendments to date (By Reference Only).
2. San Miguel County Comprehensive Development Plan (Adopted 8/3/78) with all amendments to date (By Reference Only).
3. **Memorandum to the San Miguel County Board of Commissioners from John Huebner, Senior Planner dated March 30, 2022.**
4. **Draft Board of County Commissioners Resolution #2022-11.**
5. **Draft Minutes of the San Miguel County Board of Commissioners March 16, 2022 meeting** (By Reference Only).
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9. Application and **supplements submitted by Gabriel Sweet, Big Rock Exploration LLC dated** November 15, 2021, December 20, 2021, February 22, 2022, and **March 23, 2022.**
10. Applicant's Certifications of Compliance with the public noticing requirements of the San Miguel County Land Use Code Sections 3-9 and 5-1605 dated February 15, 2022.
11. Public Hearing Notice published in the Norwood Post and Telluride Daily Planet on February 9, 2022.
12. Email received from Gabriel Sweet, Applicant to John Huebner, Senior Planner, etal. dated February 2, 2022.

AGENCY COMMENTS

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14. Email from Bill Masters, County Sheriff, to John Huebner, Senior Planner, dated December 15, 2021.
15. Email from Lucas West, Colorado Division of Reclamation, Mining and Safety to John Huebner, Senior Planner, dated December 15, 2021.
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17. Letter received from Mark Caddy, Colorado Parks and Wildlife to County Planning Department dated January 11, 2022.
18. Email string with Julie Kolb, County Vegetation Manager and John Huebner, Senior Planner dated January 11, 2022.
19. Email from Kaye Simonson, Planning Director, to Connie Clementson, BLM Tres Rios Field Office Manager dated January 13, 2022.
20. Email string from John Huebner, Senior Planner to James Blair, BLM Geologist, Tres Rios Field Office and Chris Krassin, Assistant Field Office Manager, Tres Rios Field Office dated February 15, 2022.

PUBLIC COMMENT

21. Letter received from Mason Osgood, Sheep Mountain Alliance Executive Director and Jennifer Thurston, Information Network for Responsible Mining Executive Director to County Planning Commission dated January 6, 2022.
22. Letter received from Mason Osgood, Sheep Mountain Alliance Executive Director and Jennifer Thurston, Information Network for Responsible Mining Executive Director to County Planning Commission dated March 14, 2022.

MEMORANDUM

TO: San Miguel County Board of Commissioners
FROM: John Huebner, Senior Planner
RE: Tarsis Resources US Inc. – Klondike Basin, West End (WE) Zone District, Conditional Uses on Federal Lands, Mining Special Use Permit
DATE: March 30, 2022; continued from March 16, 2022

[Z:\Applications\2021_Klondike Basin_Mineral Exploration_SUP\1 Staff Memo(s) and Resolution(s)\CPC Project Report – Tarsis Resources US Inc Klondike Basin Mineral Exploration 3.30.22.docx]

Background

The BOCC continued the public hearing of the Tarsis Resources US Inc. Mining Special Use Permit application from March 16 to March 30 to enable the applicant and staff to respond to questions received from the commissioners and public at the meeting.

The Planning staff report dated March 16, 2022 to the Board of County Commissioners is attached and includes **Public Notice, Referral Agencies Comments, Public Comments, Review Standards and Policies, Planning Commission Recommendation, and Sample Motion.**

This Planning memorandum responds to the various inquiries from the March 16 Board of County Commissioner (BOCC) public hearing. The Applicant provided supplemental information in an enclosed five-page report dated March 23, 2022, responsive to these questions.

At the March 16 meeting the BOCC and public requested information concerning the following:

1. County mining special use permit review process, requirements?
 - o Remediation of all routes (existing and new) in project area?
 - o Identify grazing leases in project area?
 - o Identify the school district in project location?
 - o Identify drainages and water ways in project area?
 - o Enhanced notification of property owners and public?
 - o Additional review of application by referral agencies if application amended?
 - o Require higher bonding amounts for remediation, revegetation plan, and noxious weed control?
 - o Mitigation of potential project water usage and water contamination?
 - o Identify cultural resources at project site?
 - o Require submittal of all items listed in LUC Section 5-10, Special Uses?
2. Include project point of contact information – communication plan?
3. Water requirements for project operation?
4. Site specific plans: drainage/grading, dust control, lighting?
5. Stormwater management?
6. Noxious weed control plan – vehicle washing location(s)?
7. Decision criteria to close individual drill pad(s)?
8. Potential mine development characteristics?

Information Summary

(Staff comments in italics)

1. County mining special use permit review process, requirements?

The mineral exploration proposed by the applicant occurs on mining claims located on Federal public lands managed by the Bureau of Land Management, and on Colorado trust lands

managed by the State Land Board. The County Land Use Code Section 5-11 sets forth a two-step review process for conditional uses on Federal lands, pursuant to standards related to the minimization of the visual impacts, impacts to mobility of pedestrians and vehicles, parking, trash, service delivery, noise, vibrations and odors, and the protection of public health, safety and welfare.

Standards included in LUC Section 5-16, Mining are intended to protect the health, safety and welfare of persons living in the vicinity of proposed mining, and persons traveling on County roadways utilized for hauling of mined material, and to ensure the environmental impacts of mining are adequately mitigated. San Miguel County requires all types of mining operations to obtain special use permit approval subject to applicable review requirements for Activities of Local and State Interest and for Wetland Areas.

Mitigation plans approved by appropriate Federal agencies (BLM), Colorado Division of Reclamation and Mining Safety (DRMS), and Colorado Department of Health and Environment (CDPHE) shall be considered. Additional mitigation regarding revegetation, dust control, noise control, visual screening, hours of operation, truck haul routes and traffic volumes, etc. may be required by County as part of special use permit review process.

Staff requested detailed information regarding the actual proposed drilling program from the applicant concerning additional mitigation beyond those identified above in the LUC standards concerning conditional uses on Federal Lands and Mining uses. The revised application submitted by the applicant thoroughly addressed these local concerns. The comments submitted by referral agencies during this process have been forwarded to the BLM for their review.

- **Remediation of all routes (existing and new) in project area?**

The applicant stated its willingness to remediate (unofficial) routes that it may utilize for access to a drill site. The federal and state agencies that manage these lands may require this remediation, but the applicant indicated it cannot commit at this time, in the county review process, to this request due to potential liability issues. The county does not have jurisdiction over federal routes on federal lands.

- **Identify grazing leases in project area?**

Staff contacted Chris Krassin, BLM Assistant Tres Rios Field Office Manager, and he identified that a BLM grazing allotment has been issued that include the proposed project area. The BLM is the party responsible if it is necessary to coordinate with the different BLM leaseholders and permittees on public lands in this location. Since the proposed project will occupy less than 5 acres on BLM lands there will not be any stipulation to coordinate with lessees. This allotment is part of a large many-thousand acre grazing lease with the BLM.

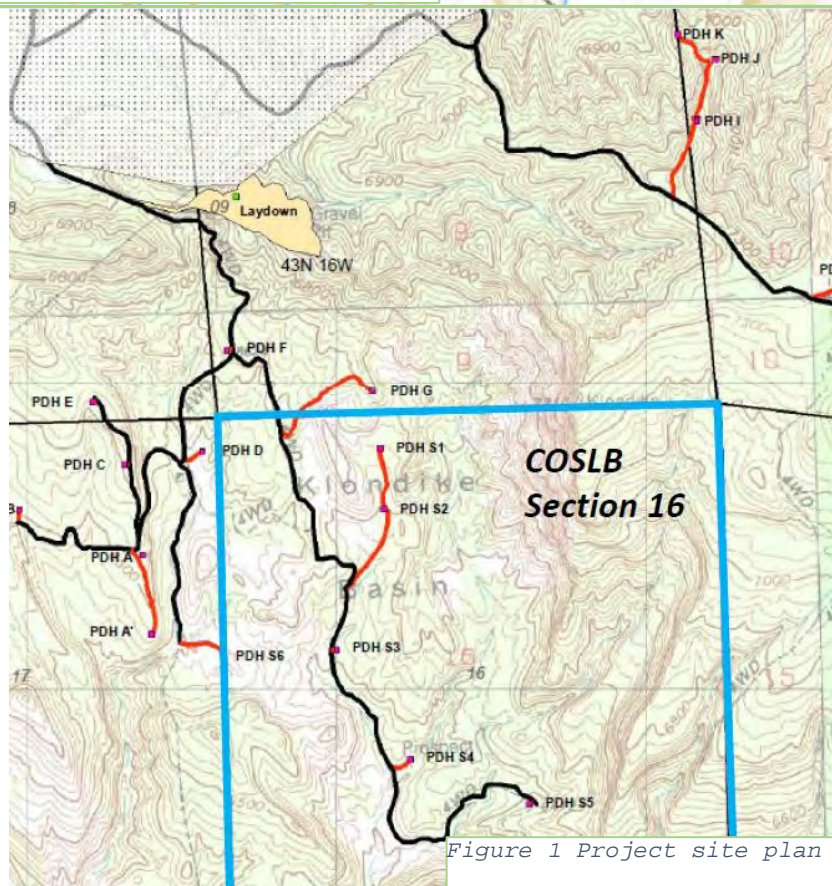
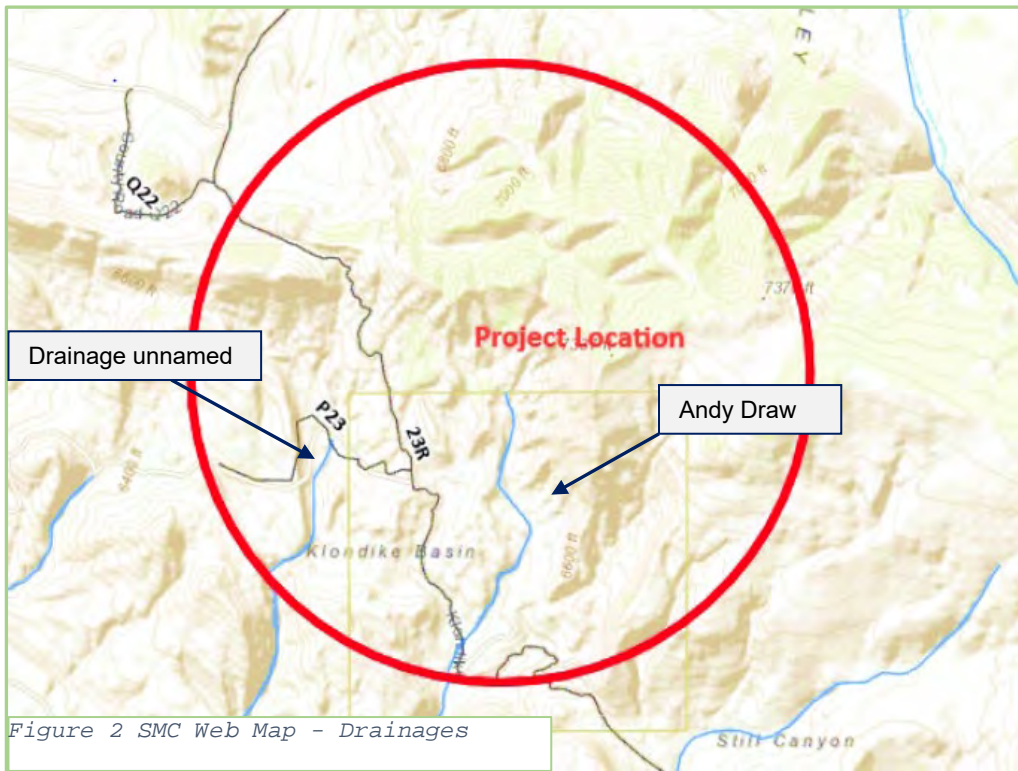
- **Identify the school district in project location?**

The proposed project area is located within the Norwood School District R2-Jt boundaries.

- **Identify drainages and water ways in project area?**

There are two drainages identified on the SMC web map within the project area. The Andy Draw is the main drainage located in the State section and crosses CR 23. A minor unnamed

drainage begins below CR P23. Proposed drill site PDH S4 is adjacent to Andy Draw, and PDH A is adjacent to the unnamed drainage. (County map and applicant site plan enclosed)



- **Enhanced notification of property owners and public?**

LUC Section 3-9 sets forth notice requirements for the review of land use applications. LUC Section 5-1605 contains Additional Notice Requirements that require providing notice to property owners within 1,500 feet of the subject property and to municipalities within 3 miles of subject property. The applicant provide certification that these requirements were met. In order to be fair and impartial, the Planning Department cannot choose to require a particular applicant to provide notification to a larger cluster than specified by the LUC.

- **Additional review of application by referral agencies if application amended?**

LUC Section 3-202 sets forth the ten stages of the land review process. Once an application is certified complete by the Planning Director the application is referred to review agencies for comments. Planning staff compiles all referral comments prior to preparing a written report and recommendation to the appropriate decision making bodies for review. If the applicant amends the application in a substantive manner, than it may be sent for additional review. If the amendments are in direct response to the reviewers' comments, further review is not needed. The final project report and packet are sent to reviewers.

- **Require higher bonding amounts for remediation, revegetation plan, and noxious weed control?**

Additional mitigation may be required by the County in regards to revegetation and noxious weed control. The County may also determine if there is adequate enforcement of applicable state and federal regulations of an active mining activity in the county. Colorado DRMS sets the applicable bond amounts based on its bonding requirements during its permit process for the remediation and reclamation of proposed mining activity. DRMS also is responsible to ensure the proper remediation of mining activities and is the holder of the bonding instrument. County bonding ability is limited to the right-of ways only

- **Mitigation of potential project water usage and water contamination?**

The applicant is proposing using diamond coring drilling for this mineral exploration. Water and drilling muds are used in this process. It offers greater geologic information than rock chips from the reverse circulation method. The applicant states that neither method pose a hazard nor risk to water or surface resources. A majority of water returns to the aquifer through recharge in the drilling hole or sump. The sumps will be designed to control stormwater runoff.

- **Identify cultural resources at project site?**

The Planning Commission recommendation to the BOCC includes the following condition:

“The County shall be informed of any cultural resources discovered in the course of work. Pads and road disturbance should avoid any areas with cultural resources. All appropriate mitigation measures shall be taken to protect cultural resources.”

Implementation and enforcement of the National Historic Preservation Act and other regulation is the responsibility of the BLM. The BLM may revise or even prohibit operations at a proposed drilling site if cultural resources have been discovered at a proposed location. Certain

archeological discoveries at certain locations are documented by the BLM but not identified publicly to prevent resource damage. The BLM has the authority at the proposed drilling sites to manage these concerns. The BLM has identified two proposed drilling locations that have cultural resources associated with 1950's era uranium mining. BLM plans to require minor revisions to these two proposed drilling locations to mitigate the proximity of these cultural resources at these sites.

○ **Require submittal of all items listed in LUC Section 5-10, Special Uses?**

The applicant has provided a detailed application for the proposed mineral exploration within a three year period in Klondike Basin. Application included all applicable materials required by the LUC. The proposed conditions of approval for the project drilling program and reclamation plan under this Special Use Permit project drilling program and reclamation plan shall be consistent with the County Land Use Code and comply with the applicable provisions as approved by the County, unless specifically modified in the BLM and CDRMS approval action.

2. Include project point of contact information – communication plan?

The Planning Commission recommendation to the BOCC includes the following condition:

“Provide a list of onsite contacts for Tarsis Resources and the drilling project contractor to the Planning Department prior to the commencement of project.”

3. Water requirements for project operation?

The applicant estimates that Phase 1 (year one) will require approximately 130 – 150,000 gallons of water for drilling operations, which equates to approximately .46 acre feet of water at the high end of estimate. A water truck delivery is estimated for each 12-hour drilling shift.

4. Site specific plans: drainage/grading, dust control, lighting?

See enclosed applicant report.

- ✓ Applicant states that safe night drilling operations require localized lighting. A light plant and mast attached to generator is typically used (four lights downward lit). Lighting plan utilizes International Dark-Sky Association principles.
- ✓ Applicant will distribute water on access roads on bi-weekly basis to reduce airborne dust generation, and minimize vehicular usage to drill sites.
- ✓ A compliant Stormwater Management Plan is being designed for the project that includes temporary water management features (water bars, cuts in berms, rock socks, sediment core logs, swales, shallow trenching) as needed. The applicant plans to avoid surface dirt work, where practical, by setting up on shallow slopes and leveling drill rig and equipment. The Planning Commission requested that higher quality silt fencing be used.

5. Stormwater management?

The applicant must obtain and comply with all terms and conditions of the Colorado Department of Public Health and Environment Stormwater Discharge Permit. A copy of the permit must be provided to County Planning.

The applicant has met onsite with County Road and Bridge and Bureau of Land Management

staff to discuss the proposed temporary access routes and spurs to drill sites that will include water management control features. The applicant must also obtain a County Road & Bridge Special Construction Permit for the proposed improvements to County Road (CR) 23R, and a Driveway Access Permit for CR 23R and P23 to connect temporary access routes to these county roads. These permits will specify construction standards and post-drilling remediation measures.

The proposed drill pads and sump pits at each drilling site will be stabilized prior to the end of the operation season. This entails filling sumps once they have drained, removing project materials (signs, fencing, etc.), drainage accommodations, and safety considerations.

6. Noxious weed control plan – vehicle washing location(s)?

See enclosed applicant report.

- ✓ Applicant proposes a vehicle wash point at the laydown area within the Klondike gravel pit.

7. Decision criteria to close individual drill pad(s)?

See enclosed applicant report.

- ✓ A decision criteria to close individual drill pads is based on several factors, including visual inspection of drill core on site, analysis of lab results, timing, budget, and priorities.

8. Potential mine development characteristics?

The applicant is proposing mineral exploration for the purposed of finding copper. There is no mining development proposed with this application. Any future mine development will be dependent on many factors, most of which are unknown at this time.

**RESOLUTION OF THE BOARD OF COMMISSIONERS,
SAN MIGUEL COUNTY, COLORADO,
APPROVING A MINING SPECIAL USE PERMIT FOR TARSIS RESOURCES
IN KLONDIKE BASIN, WEST END (WE) ZONE DISTRICT**

Resolution 2022-11

WHEREAS, Gabriel Sweet, Big Rock Exploration LLC, on behalf Tarsis Resources US Inc., a wholly owned United States subsidiary of Alianza Minerals Ltd (“Applicant”), has submitted an application seeking a Mining Special Use Permit for Mineral Exploration on its mining claims located in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, and on the State Land Board section located in Section 16, Township 43N, Range 16W, the (“Property”), zoned West End (WE). Up to twenty (20) drill sites are identified at the project location for the purpose of exploring for copper. The drilling program includes developing up to twenty (20) drill pads, each measuring about 60 feet by 60 feet, and an equipment laydown area in the existing gravel pit (County lease on BLM land). The applicant plans to use BLM inventory roads, county roads, existing routes on public land, and the limited development of temporary driveways to access drilling sites. The primary access to the project location is from State Highway 141 via County Road 23R; and

WHEREAS, a West End Zone District Mining Special Use Permit (SUP) requires Two-step Planning Commission and Board of County Commissioner Review, per Land Use Code (LUC) Section 5-320 F XVI and 5-320 F XVII, pursuant to the standards contained in LUC Sections 5-320 West End Zone District, 5-320 K, Review Standards for all WE Zone District Special Uses, 5-407 Wildlife Habit Areas, 5-1002, Special Uses, 5-11 Conditional Uses on Federal Lands, and 5-16 Mining; and to the policies contained in LUC Sections 2-8, Natural and Man-made Hazard and Resource Areas, 2-11 Erosion, 2-34 Revegetation with Native Species, 2-35 Mining and Mineral Processing Operations; and

WHEREAS, the application was referred to the County Manager, County Attorney, County Road and Bridge Director, County Natural Resources Director, County Sheriff, County Open Space and Parks Director, County Vegetation Manager, Colorado Department of Transportation, Colorado Department of Public Health & Environment, Colorado Division of Reclamation-Mining and Safety, Colorado Parks and Wildlife, Colorado State Land Board and US Bureau of Land Management, Information Network for Responsible Mining and Sheep Mountain Alliance for review and comment; and

WHEREAS, at its regular meeting held on Thursday, January 13, 2022 the County Planning Commission reviewed the application and recommended approval to the Board of County Commissioners of a Special Use Permit (SUP) for Tarsis Resources US Inc. or its contractor, for the proposed Mining Exploration on mining claims in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, the (“Property”), zoned West End (WE) as presented, based on the finding that the proposed use is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the

Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, subject to certain conditions, by a vote of 3-2; and

WHEREAS, the County Planning Commission’s actions and recommendations are contained in the minutes from the January 13, 2022 CPC meeting; and

WHEREAS, on or about February 7, 2022, the Applicant sent Notice of the Application and the Board of County Commissioners (BOCC) Public Hearing to be held on Wednesday, March 16, 2022 to all property owners within 1500 feet of the subject parcel, and sign was posted at the intersection of SH 141 and CR 23R on or about February 7, 2022 noticing the proposed Application and the BOCC meeting to be held on March 16, 2022; and

WHEREAS, a Public Notice for the Board of County Commissioners Public Hearing for the proposed Mining Special Use Permit to be held on March 16, 2022 was published in the Norwood Post and Telluride Daily Planet on February 23, 2022; and

WHEREAS, a list of the items included in the Public Hearing Record is attached to this resolution as Exhibit “A”;

WHEREAS, the Board of Commissioners of San Miguel County, Colorado, considered this application, along with relevant evidence and testimony, at a public hearing held on-line on Wednesday, March 16, 2022 and continued to Wednesday, March 30, 2022.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of San Miguel County, Colorado, approves a Mining Special Use Permit (SUP) for Tarsis Resources US Inc., a wholly owned United States subsidiary of Alianza Minerals Ltd or its contractor, for the proposed Mining Exploration on mining claims in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, and on a State Land Board section located at S16 T43N R16W in San Miguel County, Colorado, and adopts Resolution No. 2022-11, based on the finding that the proposed use is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, and subject to the following specific terms and conditions:

General Conditions:

1. The Special Use Permit is issued to the Applicant, Tarsis Resources US Inc., and does not run with the Land.

2. This SUP Approval is subject to all written representations of the applicant, in the original application submittal and all supplements, letters and emails, are deemed to be conditions of approval, except to the extent modified by this Motion.

Specific Conditions:

3. No future mining activity at the project site by Tarsis Resources, its lessees, or the property owners or its lessees is authorized by this approval.
4. Obtain a County Road & Bridge Special Construction Permit for the proposed improvements to County Road (CR) 23R, and a Driveway Access Permit for CR 23R and P23.
5. A traffic control plan shall be submitted to County Road and Bridge. The plan shall identify procedures, personnel, and equipment (signs, signals, barricades, etc.) to be used to protect workers and the public during the project.
6. Contact the Planning Department, Road and Bridge Department and County Sheriff's Office prior to mobilization of and the start of drilling activities.
7. Provide a list of onsite contacts for Tarsis Resources and the drilling project contractor to the Planning Department prior to the commencement of project.
8. The revegetation and weed control along the county road right-of-way (ROW) will be reviewed by the County Vegetation Manager to assure reclamation of these areas.
9. This Special Use Permit conditional approval is subject to the Bureau of Land Management (BLM) and Colorado Division of Reclamation and Mining and Safety (CDRMS) approving this drilling program and issuing the requisite permits. Provide copies of these permits to County Planning.
10. The project drilling program and reclamation plan shall be consistent with and comply with the applicable provisions as approved by the County, unless specifically modified in the BLM and CDRMS approval action.
11. Comply with all terms and conditions of the Colorado Department of Public Health and Environment Stormwater Discharge Permit. Provide a copy of the permit to County Planning.
12. Provide monthly progress reports to County Planning.
13. Exploration activities shall be limited to May 1 to September 30.
14. The clearing of pinion-juniper and sagebrush shall be minimized to the greatest extent practical.

15. Provide a grading and drainage plan that includes a higher quality of sediment fencing and control.
16. The County shall be informed of any cultural resources discovered in the course of work. Pads and road disturbance should avoid any areas with cultural resources. All appropriate mitigation measures shall be taken to protect cultural resources.
17. The revegetation plan shall include soil restoration and best practices to maximize available water. The CPW recommendation shall be followed.
18. Provide documentation regarding the water source(s) for the project.
19. Identify any hazardous materials that will be used in the process, and describe how those materials will be stored and transported.

Review Period:

20. The permit shall be valid for three years, with review of the BLM and DRMS permits by staff prior to commencement, and with annual reviews by the CPC and BOCC through the life of the project.

DONE AND APPROVED by the Board of County Commissioners of San Miguel County, Colorado, on March 30, 2022.

**SAN MIGUEL COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

By: _____
Kris Holstrom, Chair

Vote:	Hilary Cooper	Aye	Nay	Abstain	Absent
	Kris Holstrom	Aye	Nay	Abstain	Absent
	Lance Waring	Aye	Nay	Abstain	Absent

ATTEST:

By: _____
Carmen Warfield, Chief Deputy Clerk

EXHIBIT "A" Public Hearing Record
EXHIBIT "B" Site Plan

EXHIBIT "A"

Public Hearing Record

PUBLIC HEARING RECORD

Board of County Commissioners

Application: Tarsis Resources US Inc – Alianza Minerals Limited – Klondike Basin, West End
Zone District, Conditional Uses on Federal Lands, Mining Special Use Permit

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EXHIBIT "A"

AGENCY COMMENTS

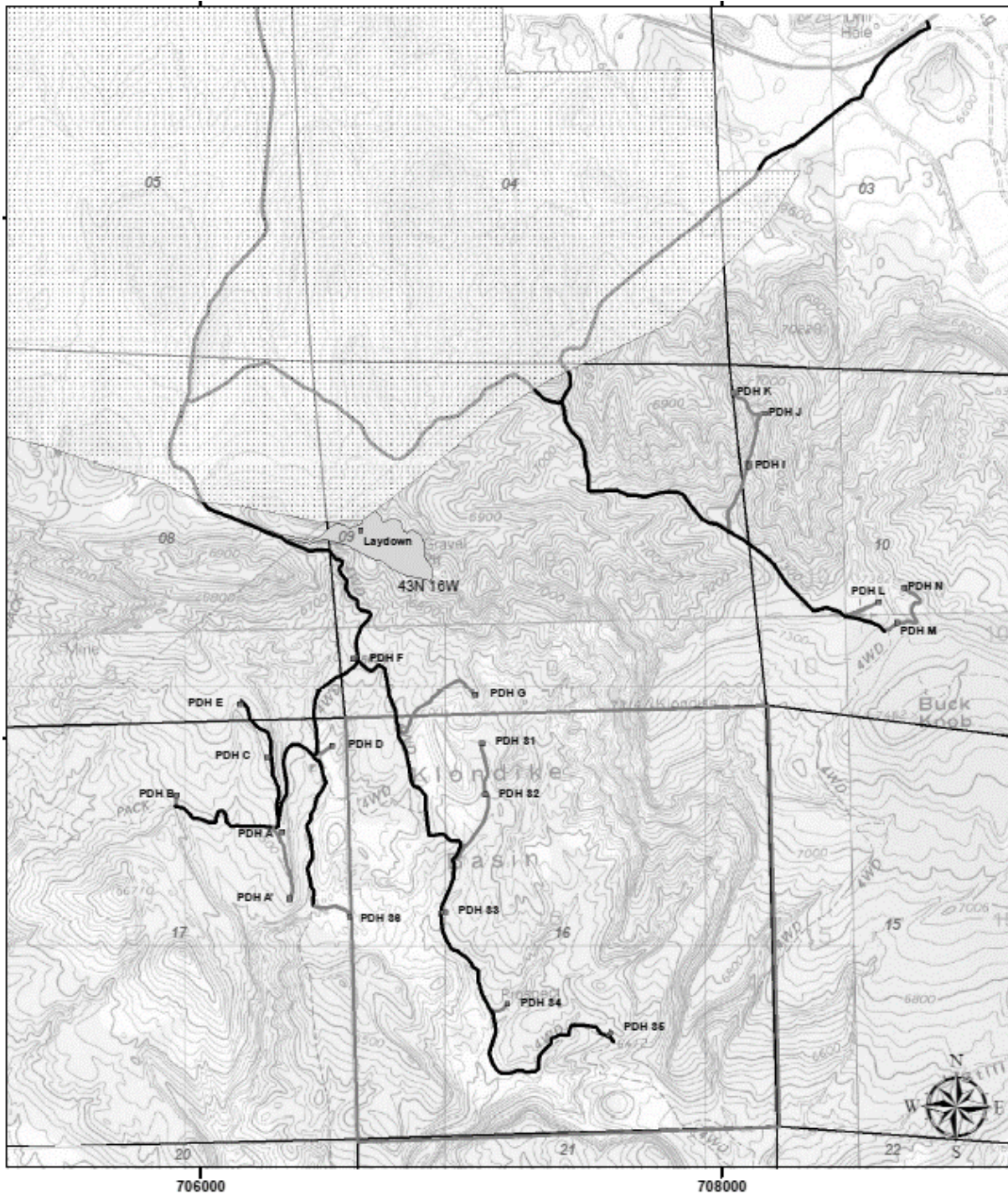
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PUBLIC COMMENT

21. Letter received from Mason Osgood, Sheep Mountain Alliance Executive Director and Jennifer Thurston, Information Network for Responsible Mining Executive Director to County Planning Commission dated January 6, 2022.
22. Letter received from Mason Osgood, Sheep Mountain Alliance Executive Director and Jennifer Thurston, Information Network for Responsible Mining Executive Director to County Planning Commission dated March 14, 2022.

EXHIBIT "B"

Site Plan



Alianza Mineral Ltd

Klondike Basin Project
Project Amendments

Prepared by Big Rock Exploration
Date: 2/22/2022



Map Key

- Drill pad
- BLM_CO_ACEC
- Laydown
- SMC gravel pit outline
- Road Type
- State Section 16
- New
- Primary



Scale: 1:20,000

Coordinate System: NAD 1983 UTM Zone 12N
Projection: Transverse Mercator
Datum: North American 1983



M E M O R A N D U M

TO: San Miguel County Board of Commissioners
FROM: John Huebner, Senior Planner
RE: Tarsus Resources US Inc. – Klondike Basin, West End (WE) Zone District, Conditional Uses on Federal Lands, Mining Special Use Permit
DATE: March 16, 2022

[“Z:\Applications\2021_Klondike Basin_Mineral Exploration_SUP\1 Staff Memo(s) and Resolution(s)\CPC Project Report – Tarsus Resources US Inc Klondike Basin Mineral Exploration 3.16.22.docx”]

Proposal

Gabriel Sweet, Big Rock Exploration LLC, has submitted an application on behalf of Tarsus Resources US Inc., a wholly owned United States subsidiary of Alianza Minerals Ltd (Applicant), that proposes Mineral Exploration on its mining claims located in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, and on the State Land Board section located in Section 16, Township 43N, Range 16W, West End (WE) Zone District. There are twenty (20) drill sites identified at the project location for the purpose of exploring for copper. The drilling program includes developing up to twenty (20) drill pads, each measuring about 60 feet by 60 feet, and an equipment laydown area in the existing gravel pit (County lease on BLM land). The project plans to use BLM inventory roads, county roads, existing routes on public land, and the limited development of temporary driveways to access drilling sites. The primary access to the project location is from State Highway 141 via County Road 23R.

Project Design

County staff (Planning, Road & Bridge, Natural Resources, and Vegetation Management) on January 27 met with the applicant and BLM staff at various proposed drill pad locations (PDH F, PDH D, PDH A) and a possible equipment laydown site. The condition of roads and proposed routes, location of drill pads in proximity to roads, the footprints of proposed drilling pads, the challenging reclamation constraints of the site, and project parameters were discussed. Various project changes and conditions were identified, and the applicant submitted an amendment to its application to incorporate changes to access drill sites, modify proposed drill pads, and update operational plans.

The drilling program is designed to minimize surface impacts within the project area. BLM and County roads and established access routes (two-track) are used where practical. Development of new access routes to drill pad sites is limited. The location of drill pads favor areas that are level or were previously disturbed and cleared. This site planning reduces dirt work required to prepare access routes and drill pads, simplifies reclamation of new access routes and drill pads, and minimizes the overall footprint and impacts from this project (Impact calculations below)

Infrastructure Component	Number / Linear Feet	Acres	Comments
BLM Land			
Drill pads	14	1.16	60x60ft (3600sf)
Equipment Laydown Area	1	0.25	Location (gravel pit)
Temporary access routes	6523	2.25	15 ft nominal width
State Section			
Drill pads	6	0.50	60x60ft
Equipment Laydown Area	0	-	-
Temporary access routes	2258	0.78	15 ft nominal width
Project Total			
Drill pads	20	1.65	60x60ft
Equipment Laydown Area	1	0.25	Location (gravel pit)
Temporary access routes	8780	3.02	15 ft nominal width

Access

The proposed access routes were inspected and assessed to determine the level of improvement required to safely provide access to the project site for project personnel, vehicles and equipment. Improvements to existing road segments (e.g. CR 23R, BLM inventory roads) will not constitute new impacts if within the existing footprint of road. Prior to mobilizing any drilling equipment, repairs and maintenance will be required to certain sections of these roads (southern section of County Road 23R). Repairs will generally include:

- Clearing debris and rocks from road surfaces
- Filling potholes, ruts and washouts with gravel
- Grading and leveling
- Water control features (**no** culverts or permanent structures)

Proposed temporary access routes with a nominal width of 15 feet to accommodate earthen safety berms and water management features are considered new impacts and will need to be reclaimed by the applicant. Up to ten temporary access drives of various lengths are proposed in order to access certain drill pad locations. The temporary drives will be constructed to the minimum standard possible in order to provide for safe access to the drill sites, and to facilitate the reclamation of these temporary access routes at the conclusion of the project. The applicant will formally submit construction permit application with a scope of work to the County Road and Bridge Department for proposed repairs on existing traveled surfaces within road right-of-way. A second application will be submitted to permit access from existing county roads to the temporary access routes proposed from these existing roadways.

Drilling Pads and Staging

The Planning Commission asked for the disturbed area be minimized for drill pads by using the roadways for parking to the extent possible. During the recent field visit both BLM and Road and Bridge staff discussed that it will require that drill pad locations be set back at least 25 feet from existing road surfaces to insure the safety of the traveling public and project personnel, and the security of the drill sites. Drill pads will have a maximum dimension of 60x60 feet to help accommodate for the storage of topsoil and off road parking.

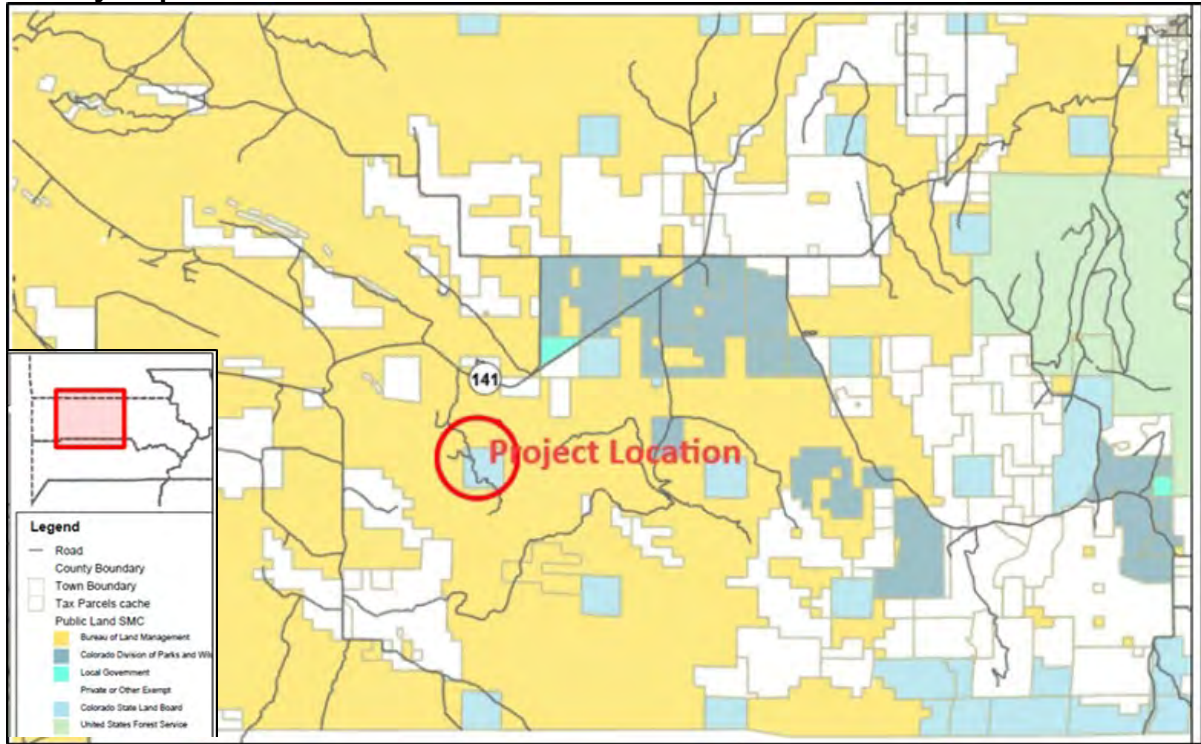
Each drill pad will have a sump pit, approximately 15 feet by 15 feet and 5 feet deep, located on site to retain drill cuttings and drilling mud from drilling operations, and to allow for infiltration of water into the ground.

A materials staging area (“laydown”) is proposed to store drilling equipment and project supplies. The BLM and County have approved a laydown within the existing gravel pit pending the selection of specific location that does not interfere with ongoing pit operations. This site will be out of the view of traveling public, more secure, avoid new impact for the project, and reduce potential for spread of noxious weeds during project operations.

No drill pads, laydown, or other project operations are located within the BLM’s Area of Critical Environmental Concern (ACEC) that is identified on the following site map. Access to the project utilizes existing BLM roads and CR 23R that pass through the ACEC.

County Vegetation staff will conduct a detailed noxious weed survey and treatment prior to starting project operations.

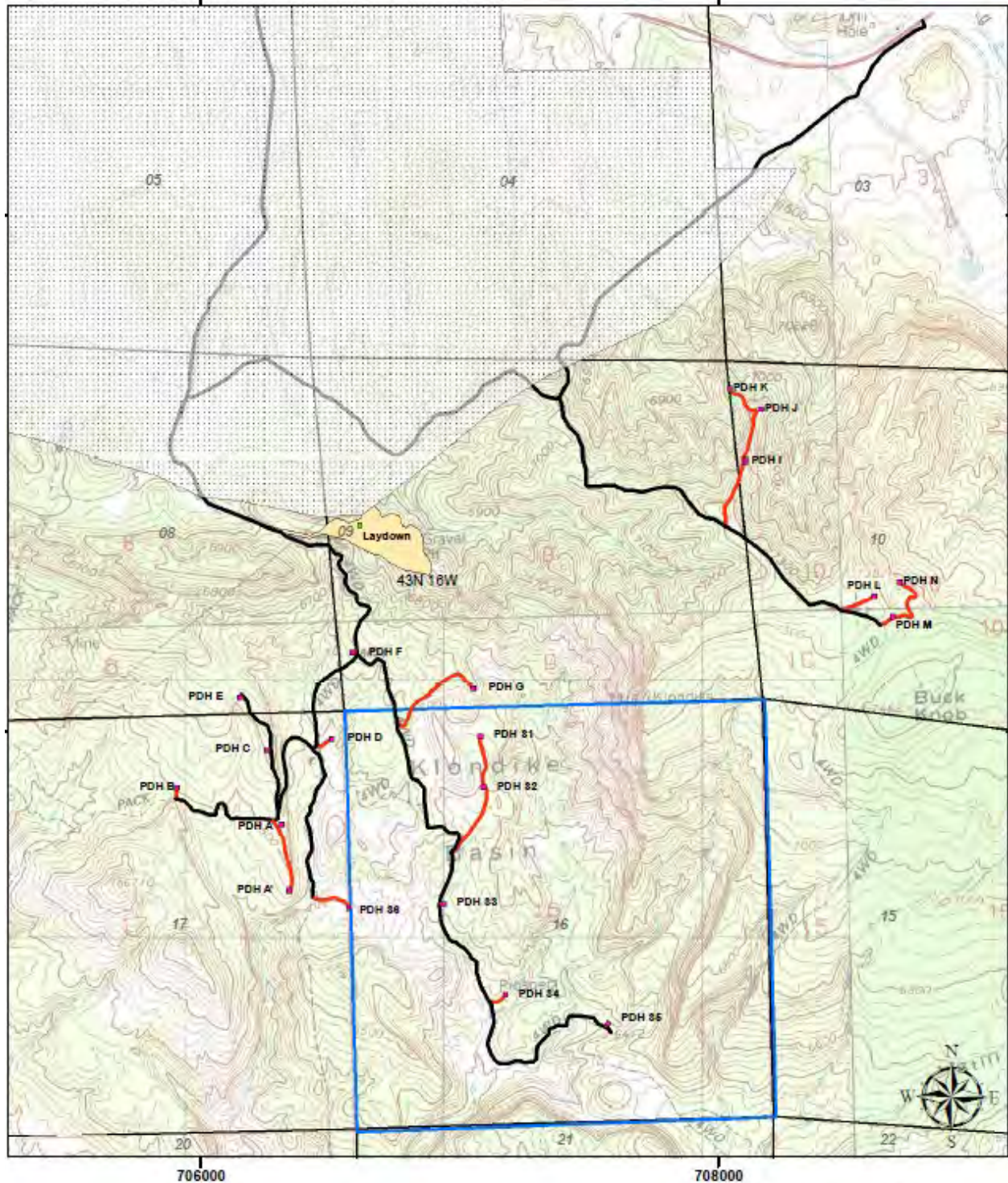
Vicinity Map



Aerial Map



Site Map



Alianza Mineral Ltd

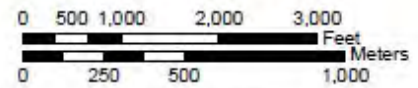
Klondike Basin Project
Project Amendments

Prepared by Big Rock Exploration
Date: 2/22/2022



Map Key

- Drill pad
- Laydown
- Road Type
- New
- Primary
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- State Section 16



Scale: 1:20,000

Coordinate System: NAD 1983 UTM Zone 12N
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Project Operations

Repairs to existing roads and the construction of temporary access routes are estimated to take at least a full week. Following the preparation of drill pads, equipment and vehicles will be mobilized to the site.

The following equipment will be used to perform road maintenance, construct access routes, and conduct the exploratory drilling at Klondike:

- One (1) truck-mounted diamond drill rig equipped for coring HQ, NQ, or similar size
- Drill rod racks with drill pipe and casing pipe
- Two to three (2-3) 4x4 pickup trucks
- Two (2) UTVs
- One (1) water truck
- One (1) excavator
- One (1) dozer
- One (1) Skid-steer or backhoe
- One to Three (1-3) water storage tanks (up to 10,000 gallons per tank)
- Up to four (4) water supply pumps
- Water line/hose, Mud pump and mixing tanks for grouting/cementing of drill holes

The drill rig, rods, casing, rod tray and support vehicles will be used to conduct the exploratory drilling. Project personnel plan to continuously bore throughout the project. Continuous operation of the drilling rig is planned 24 hours a day, to be conducted in 12 hour shifts. Personnel will use pickup trucks and/or ATVs/UTVs to access the drill pads. A water truck will be used to haul water as needed for drilling (once per 12-hour shift). Water is proposed to be hauled from the water dock in the Town of Naturita or from another local source. Approximately three to five (3-5) persons will work on site per shift, and will lodge in Naturita.

The applicant plans to utilize one of two possible drilling methods for their exploratory drilling program: reverse circulation (RC) or diamond coring. Each are used regularly for mineral exploration and both result in the creation of a cylindrical hole (6") in the ground for the extraction of rock material (crushed "chips" for RC vs sticks of drill core for coring), and do not constitute fracking or cause any other lateral void creation below surface. Each method has certain benefits and shortcomings (e.g., speed of drilling, quality of data derived from drilling, associated costs, etc.), and neither pose a hazard or risk to water or surface resources.

Bore holes may be drilled to depths of 100 to 1500 feet depending on the drill site requirements, will range from vertical to angled, and may take approximately 7-10 days to complete. This project is not anticipated to negatively impact the access, safety, usability or enjoyment of these public lands by residents and visitors.

The operational window for the project is from May 1 to September 30 for the duration of project (up to 3 years). This time window matches that requested by Colorado Parks and Wildlife to alleviate concerns regarding severe winter range for elk and deer and hunting seasons.

The applicant intends to conduct Phase One drilling this year, and may perform follow-up drilling at these sites during years two and three of the San Miguel County Special Use Permit. Drill pads and sump pits will be stabilized prior to the end of the season. This entails filling sumps once they have drained, removing project materials (signs, fencing, etc.), drainage accommodations, and safety considerations. Drill pads will be kept open until a final decision is

made regarding project progress, and the need for follow up drill holes from existing pads. Permanent abandonment and reclamation will follow the decision to close a drill pad.

Reclamation

All drill holes will be permanently abandoned immediately after completion and sealed with a mixture of bentonite, clay and water with the final 30 feet capped with concrete that is mixed on site. Sump pits will be filled in with collected materials and fill dirt.

The total ground disturbance for this project is estimated to be 4.93 acres or less. Reclamation of drill pads and holes will occur following the decision to close a drill pad. Drill pads will be regraded, the stockpiled top soil redistributed, and revegetated with a BLM approved native seed mixture. Temporary access routes will be scarified and/or recontoured and revegetated as needed. All reclamation will conform to the specific guidance, protocols, and all BLM, Colorado DRMS and County permit requirements.

The weed control plan is required, and includes the washing of vehicles prior to entering and leaving sites. Reclamation bonds will be held by BLM and DRMS, which will include a three to five year warranty period.

Required Permits

CDRMS and the BLM will coordinate the review of their respective NOIs and the posting of financial warranties for this project. The BLM examines the project application regarding access, archeological and cultural resources, surface disturbances, endangered species, and compatibility with existing uses. The applicant must comply with the Colorado Mined Land Reclamation Act and all applicable CDRMS rules and regulations.

Per the San Miguel County Land Use Code (LUC) Section 5-320 F. XVII "Conditional uses on federal lands (mining claims on BLM public lands) – mineral exploration, mining and logging, subject to applicable state and federal statutes and regulation", and LUC Section 5-320 F. XVI "...new commercial resource development and extraction operations and facilities", (State Land Board section mining lease area) require Two-Step Special Use Permit Planning Commission and Board of County Commissioners review.

The following permits are required to be obtained by Tarsus Resources US Inc. prior to commencing the proposed exploratory boring program:

1. San Miguel County Mining Special Use Permit
2. San Miguel County Road and Bridge Construction, and Access Permits.
3. U.S. Bureau of Land Management (BLM) Notice of Intent (for operations on BLM land)
4. Colorado Department of Reclamation, Mining and Safety (CDRMS) Notice of Intent(NOI) (for operations on BLM land)
5. CDRMS Notice of Intent to Conduct Prospecting Operations on State land
6. State of Colorado Construction Storm Water Management Permit

Review Standards and Policies

(Staff comments in italics)

The application shall be reviewed pursuant to applicable policies in LUC Sections 2-1 to 2-35 Land Use Policies, and to applicable standards in LUC Section 5-4, Areas and Activities of Local and State interest/"1041" Environmental Hazard Review, LUC Section 5-10, Special Uses; LUC Section 5-11, Conditional Uses on Federal Lands; LUC Section 5-16, Mining; and LUC Section 5-320 West End (WE). Areas of key concern include use of and impacts on County roads; development of access roads, mitigation of impacts to wildlife and natural resources during drilling; and site reclamation.

SECTION 2-8: NATURAL AND MAN-MADE HAZARD AND RESOURCE AREAS

It is the policy of San Miguel County to prevent any use and development of land that may:

- 2-801 Unreasonably subject any person, or use, to natural or man-made hazards;
- 2-802 Unreasonably create or contribute to the danger of natural or man-made hazards that might affect lands or the use and development thereof;
- 2-803 Unreasonably subject other persons including the County to the risks and expenses necessary to mitigate hazardous conditions, respond to emergencies created by such conditions, or to rehabilitate any lands or improvements thereof;
- 2-804 Be unduly destructive to the natural resources of the County; or
- 2-805 Constitute a public or private nuisance.

SECTION 2-11: EROSION

It is the policy of the County to prevent the acceleration of the erosion of soil and rock and whenever possible maintain vegetative cover to minimize soil disturbance.

Best management practices (BMPs) in use will be surface roughening in the form of pocking the final reclaimed surfaces. Pocking helps collect and use moisture. At the end of the project all disturbed areas will be reseeded with seed mix provided by the BLM in consultation with the County and CPW.

SECTION 2-34: REVEGETATION WITH NATIVE SPECIES

It is the policy of the County to prevent weed infestation and to ensure that all surface disturbances, especially of topsoil, are revegetated with native species.

A plan and specification for weed management – clean equipment, etc. - is designed to meet BLM and CDRMS guidelines. The plan uses native species in a BLM approved seed mix. The plan includes storage of surface soils and their re-use.

SECTION 2-35: MINING AND MINERAL PROCESSING OPERATIONS

It is the policy of the County to permit commencement or expansion of Mining and Mineral Processing operations only in appropriate areas identified pursuant to the County Comprehensive Development Plan, with review, as appropriate, under Land Use Code Section 5-4 and CRS 24-65.1-101 *et. seq.*, "Areas and Activities of State Interest," subject to adequate mitigation of environmental, noise, traffic, and other impacts of such activities.

The proposed project location is within the West End Zone District of San Miguel County. The purpose of the proposed project is for mineral exploration, which is consistent with the West End Zone District's purpose to preserve large, relatively remote areas of western San Miguel County for resource, agricultural, open space, and recreational purposes, while protecting private property rights. The work will be consistent with the County Land Use Policies in Article 2 as detailed within this report. The potential environmental, noise, traffic, and other impacts are mitigated.

5-407 Wildlife Habitat Areas

This section establishes land use standards for wildlife habitat areas in addition to the general standards in Section 5-402. The standards apply to areas mapped by the Colorado Parks and Wildlife (CPW) on the County's adopted Wildlife Resource Information System (C.R.S.1041 Wildlife maps) and to areas known to be wildlife habitat areas by the Colorado Parks and Wildlife, and areas mapped by the Colorado Natural Heritage Program. Agricultural and Ranching activities are exempt from this Section.

5-407 A. General Standards. The standards in this section apply to all wildlife habitat areas.

- I. Residential development shall be clustered to avoid impacting wildlife and their habitat.
- II. Removal of vegetation shall be minimized. Vegetation removed shall be promptly replaced with beneficial native browse species.
- III. Wildlife food, cover and water shall be preserved and development effects that would destroy these shall be mitigated. Special consideration shall be given to trees and shrubs with high wildlife food value, especially heavy seed, berry and fruit producing species.
- IV The planting of wildlife food species and woody cover along fences shall be encouraged as one way of improving wildlife habitat.
- V. Waterholes, springs, seepage, marshes, pond and watering areas shall be preserved.
- VI. Known endangered species habitats shall be preserved and all disturbances to those habitats shall be minimized.
- VII. Every golden eagle nest site, bald eagle roost site, and all other raptor nest sites shall be protected from the adverse impacts of development within a ½ mile buffer.
- VIII. Mesh or woven fences shall be prohibited and are encouraged to be removed.
- IX. Fences located within CPW designated mapped wildlife habitat areas are discouraged. Fences in such wildlife habitat areas shall be limited to "wildlife friendly fences" that are in compliance with applicable CPW fencing standards. Wildlife friendly fences are very visible and allow wildlife to jump over or slip under the wires or rails.

5-407 B. Deer, Elk and Bighorn Sheep Winter Concentration Area/Severe Winter Range

Land uses in deer, elk or bighorn sheep winter concentration areas/severe winter range shall comply with the standards in Section 5-407 A. and the standards in this Section.

- I. Overgrazing of ranges by livestock shall be prohibited.
- II. Development shall be restricted to areas in which wildlife impacts can be minimized.
- III. Access for the Colorado Parks and Wildlife for managing wildlife shall be maintained.

5-407 C. Deer, Elk and Bighorn Sheep Winter Range.

Land uses located in deer, elk or bighorn sheep winter range shall comply with Sections 5-407 A. and 5-407 B.I.-III. and the standard in this section.

Commercial activity and recreational uses requiring County review shall be prohibited from December 1 through April 15, unless an applicant can demonstrate written approval from the Colorado Parks and Wildlife of a site-specific wildlife protection plan. Such plan shall include CPW monitoring provisions and set forth on-site protection, including but not limited to habitat enhancement and habitat protection, including but not limited to control of fencing, noise, lighting and siting of structures, and establishment of routes and means of transportation and hours/days of operation. Permits must be renewed annually. The dates in this section may be modified and permits may be suspended at any time upon CPW recommendation on a case-by-case basis as necessary to protect the health of the herd.

The project area is located within mapped Deer and Elk Winter Severe Winter Range. The proposed project schedule will occur outside of the prohibited time period.

SECTION 5-1002: Standards for All Special Uses and Other Uses Requiring One-step and Two-step Review

All Uses requiring One-step and Two-step Review shall comply with the standards in this section.

5-1002 A. Consistency with Master Plan, Land Use Polices, Zone District and Neighborhood

The Use shall be:

- I. Consistent with the County Master Plan;
- II. Consistent with County Land Use Policies in Article 2;
- III. Consistent with the purpose of the Zone District in which it is proposed to be located;
- IV. Consistent with and Compatible with the Character of the Neighborhood of the Parcel proposed for Development and surrounding land Uses, and may enhance the mixture of complimentary Uses and activities in the Neighborhood of the Parcel proposed for Development;
- V. Necessary for public convenience at the proposed location; and
- VI. Designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

The proposed project location is within the West End Zone District and the land use is consistent with the purpose of the Zone District. The drilling program will be consistent with the County Land Use Policies in Article 2 as detailed within this report. No activities proposed for this exploratory boring program are anticipated to affect the access, functionality, safety or condition for any public land users. The impacted area will be reclaimed in a manner that protects public lands.

5-1002 B. Impacts on Surrounding Area

Compatibility with the Character of Parcels adjacent to the Parcel shall be expressed in terms of appearance, scale and features, Site design, landscaping, weed seed dispersal, as well as, the control and Minimization of adverse Impacts including Noise, vibration, dust, dirt, smoke, fumes, gas, odor, explosion, glare, Impacts on pedestrian and traffic congestion, parking, trash, service delivery, or other undesirable or hazardous conditions.

The proposed project is compatible with the character of parcels adjacent to the parcel in terms of appearance, scale and features.

5-1002 C. Public Facilities

Adequate public facilities and services shall exist or shall be provided to serve any reviewable Use including, but not limited to, roads, potable water, sewer, solid waste, parks, police, fire protection, emergency medical, hospital and medical, drainage system and schools.

There are segments of the existing public roads that will need maintenance prior to use by Tarsus Resources for this project. The proposed temporary access routes to 10 of the drill pads will be reclaimed after project use where required.

5-1002 D. Bond Requirement

A bond may be required, as a condition of any reviewable Use permit as deemed necessary by the Board of Commissioners or the Planning Commission, sufficient to cover the cost of Site remediation and/or satisfaction of the other conditions and requirements.

A reclamation bond will be required as designated by the CDRMS to cover the cost of reclamation conditions and weed control.

5-1002 E. The following must be addressed as part of any application:

- I. A Site plan including:
 - a. Ownership, Use and zoning of all adjacent Parcels;
 - b. Driveways, streets and right-of-way, Access ways, including points of ingress, egress, parking plan;
 - c. Easements;
 - d. Location and dimensions of Structures and Signs;
 - e. Typical elevations/Heights of such Buildings;
 - f. Landscaping;
 - g. Topography;
 - h. Specific areas proposed for specific types of land Use/the identification of specific land Uses; and

- i. Information regarding the function and characteristics of any Building or Use proposed, including: days and hours of operation, number of employees, number of students, number of rooms for rent, etc., as applicable;
- II. Lighting plan;
- III. Signs – all Signs must meet Section 5-704 standards;
- IV. Water/sewer plan – must meet state standards and may include verification of a commercial well permit;
- V. Drainage plan;
- VI. Grading plan;
- VII. Dust control plan;
- VIII. Detailed engineered plans and specifications by a registered Colorado Professional Engineer as requested by staff or Referral Agents;
- IX. Weed control plan that must include use of weed free hay or straw;
- X. Fencing Plan; and
- XI. Additional permits as necessary from other agencies.

The application includes a preliminary map of the project infrastructure layout and ownership. No lighting plan, fencing plan, water/sewer plans, or building plans are applicable to this project.

Additional permits from other agencies that are required for the use have been identified and listed within this report.

5-1002 F Review of Approved Special Uses

SECTION 5-11: CONDITIONAL USES ON FEDERAL LANDS

5-1101 General. This section of the Code establishes standards for review of conditional uses on Federal lands. Refer to Section 3-6 for two-step review procedures and Section 4-7 for submission contents. This Section does not apply to Minor Facility Oil and Gas Exploration and Development on Federal Lands.

The Applicant acknowledges that the proposed use is partially located on Federal lands.

5-1102 Standards

5-1102 A. The location, size, design and operating characteristics of the proposed conditional use minimizes adverse effects, including visual impacts, impacts on pedestrian and vehicular circulation, parking, trash, service delivery, noise, vibrations and odor on surrounding properties;

5-1102 B. The conditional use is designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

The use is designed, located and proposed to be operated to protect public health safety and welfare.

SECTION 5-16: MINING

The standards in this Section are intended to mitigate the impacts of mining and mineral processing, including protecting the health, safety and welfare of persons residing in the

vicinity and of persons traveling on roads, streets and highways in San Miguel County utilized for hauling of mined material. This Section also contains provisions to ensure that the environmental impacts of mining and mineral processing are adequately mitigated. Mining and mineral processing operations are also subject to the special use permit provisions of Section 5-10.

5-1601 Applicability

The standards and requirements in this Section 5-16 shall apply to all mining and mineral processing operations required to obtain special use permit approval from the County, including any expansion of existing mining and/or mineral processing operations. Mining and mineral processing operations also are subject to applicable review requirements for Activities of Local and State Interest, as set forth in Section 5-4, and for Wetland Areas, as set forth in Section 5-22.

The applicant acknowledges that the exploratory drilling proposed at the Klondike Basin is subject to these standards.

5-1602 Mitigation of Impacts

All on-site and off-site impacts shall be adequately mitigated to protect the health, safety and welfare of persons in San Miguel County and to protect the integrity and appearance of the natural environment. Consideration shall be given to site-specific environmental assessments and mitigation plans approved by the appropriate Federal agencies and/or the Colorado Division of Minerals and Geology and/or the Colorado Department of Health. However, compliance with such plans, as well as additional mitigation, may be required by the County as part of the special use permit review process. Such mitigation may include, but is not limited to, revegetation, dust control, noise control, visual screening, limitations on hours of operations, truck haul routes and traffic volumes.

The proposed drilling project layout and design has been developed to minimize new surface impact within the project area. The use of existing routes and areas previously disturbed serve to minimize the volume of dirt work and overall project impact, and will simplify project reclamation. No new permanent road construction is proposed. Temporary access routes will be reclaimed.

5-1603 Enforcement of State and Federal Regulations

In the event that the County discovers that applicable state and/or federal regulations pertaining to a specific mining activity in San Miguel County have not been adequately enforced by the appropriate agency or organization, the Board of County Commissioners may require the mining activity to comply with any and all terms of such regulations. If such regulations are not complied with, the Board of County Commissioners may order such mining activity to cease and desist.

Work will comply with all conditions of a CDPHE Stormwater Discharge Permit. The project will conform to all Colorado Division of Mining, Reclamation, and Safety (DRMS) standards and to all BLM requirements.

5-1604 Traffic Impacts and Highway Access

Mining (including sand and gravel operations) and mineral processing shall be limited to the greatest extent possible to areas where the surrounding road, street and/or highway network can accommodate heavy truck traffic. In no event shall a proposed operation be permitted where the carrying capacity of the surrounding road, street and/or highway network is exceeded by existing traffic volumes, or would be exceeded by projected or proposed traffic volumes.

Traffic is limited to the project area and use of staging area (laydown). Project vehicles are sized to actively minimize impacts.

5-1605 Additional Notice Requirements

In addition to the notice requirements set forth in Section 3-9, applicants for approval of mining and mineral processing operations shall also be required to provide written notice of a pending application by mailing such notice first class, postage prepaid, no less than 20 days prior to the scheduled meeting date to all owners of property within 1,500 feet of the subject property, and to all municipalities within 3 miles of the subject property.

In addition to the notice requirement set forth in Section 3-9 of the Code, written notice of a pending application by mailing such notice first class, postage prepaid, no less than 20 days prior to the scheduled meeting date was made to all owners of property within 1,500 feet of the subject property, and to all municipalities within 3 miles of the subject property.

SECTION 5-320 West End (WE) Zone District

5-320 A. Purpose

The West End (WE) Zone District is intended to preserve large, relatively remote areas of western San Miguel County for resource, agricultural, open space, and recreational purposes, while protecting private property rights. These areas currently have minimum public facilities and services and are considered premature for substantial development. Development activities in these areas shall be encouraged to preserve historical, archeological and natural resources and landmarks, while allowing individuals the right to farm and ranch, using the necessary resources desired and needed with as little intrusion as possible on property rights.

Development Permits are not required in the WE Zone District except for Oil and Gas Exploration and Development.

5-320 K. Review Standards for all WE Zone District Special Uses

All special uses shall:

- I. Be consistent with the County Master Plan, the County Land Use Policies in Article 2 and the purpose of the WE Zone District;
- II. Be consistent with and compatible with the character of the immediate vicinity of the parcel proposed for development and surrounding land uses, and/or shall enhance the mixture of complimentary uses and activities in the immediate vicinity of the parcel proposed for development;
- III. Be designed, located and operated so that the public health, safety and welfare will be protected;
- IV. Be located, designed and operated to minimize adverse effects, including impacts on

- scenic quality, pedestrian and vehicular circulation, parking, trash, service delivery, noise, vibration and odor on surrounding properties;
- V. Provide adequate public facilities and services to serve the special use, including but not limited to roads, adequate water supply in terms of both quality and quantity, sewer, solid waste and fire protection;
 - VI. Not substantially adversely affect agriculture or ranching operations and residences;
 - VII. Only include roads, utilities and associated structures that bear logical relationships to existing topography and minimize cuts and fills; and
 - VIII. Be consistent with the historic rural and agricultural character of the West End. Input from neighbors shall be considered by the County in determining consistency.

The proposed project location is within the West End Zone District and the land use is consistent with the purpose of the Zone District. No activities proposed for this exploratory boring program are anticipated to affect the access, functionality, safety or condition for any public land users.

Public Noticing

As required by C.R.S. § 30-28-106(1), a Notice of Public Hearing was published in the Telluride Daily Planet and in the Norwood Post on Wednesday, February 23, 2022 for the Board of County Commissioners public hearing to be held on-line Wednesday, March 16, 2022. The Public Notice and required sign posting at the intersection of SH 141 and CR 23R was completed by the Applicant on February 7, 2022 for the Board of County Commissioners public hearing. In addition to the notice requirements set forth in Section 3-9, the applicant provided notice of the proposed application and the BOCC public hearing to all property owners within 1,500 feet of the subject parcel per Section 5-1605.

Referral Agents

The application was referred to the County Manager, County Attorney, County Road and Bridge Director, County Natural Resources Director, County Sheriff, County Open Space and Parks Director, County Vegetation Manager, Colorado Department of Transportation, Colorado Department of Public Health & Environment, Colorado Division of Reclamation-Mining and Safety, Colorado Parks and Wildlife, Colorado State Land Board and US Bureau of Land Management for review and comment. The application was also sent to the Information Network for Responsible Mining and Sheep Mountain Alliance.

Referral Agency Comments

Bill Masters, County Sheriff, does not expect the proposed drilling operation to impact the Sheriff's Office.

Lucas West, Colorado Division of Reclamation and Mining and Safety (CDRMS) Environmental Specialist, states that CDRMS will not be providing comments to this application and that any concerns they have will be addressed through its review of the applicant's NOI submission.

Julie Kolb, County Vegetation Manager, state that County Roads 23R and P23 will be used as access routes and laydown area for unused equipment. The laydown area is of concern. This area tends to be an area where a noxious weed infestation takes hold. There are five (5) noxious weed species listed by the State of Colorado in these areas. The identified species reproduce by seed, and the seeds are easily scatter and moved by motor vehicles. Washing vehicles only is not sufficient to manage weeds. There should also be herbicide controls in the spring and fall as well as potentially cutting of flowering shoots. The revegetation seed mix should be either BLM or San Miguel County approved. Any weed control measures required

from SMC Vegetation Management along the road right-of-way (ROW) due to this project will require payment for those services by the applicant.

The applicant is proposing to use portions of the floor of the existing BLM Klondike gravel pit as a laydown area if it doesn't interfere with County Road and Bridge operations. This removes an area of concern identified by County Vegetation Manager, and eliminates impacting areas under reclamation by Tristate. It avoids new impacts for the project (no leveling, clearing, grubbing, etc.) and this location within the quarry is presumably more secure and out of sight of the public who may access Klondike Basin via County Road 23R.

James Blair, Tres Rios Field Office Geologist, states the BLM supports the use of the Klondike Pit as a laydown area, subject to the clear delineation of the boundary of the laydown area within the pit.

Mark Caddy, Colorado Parks and Wildlife Area Manager, states that the Klondike Basin provides habitat for numerous species and severe winter range for mule deer and elk. The severe winter range is identified as High Priority Habitat and is used beginning October 1 to April 30. CPW recommends an operational time frame for this project from May 1 to September 30. The low yearly precipitation rate in addition to surface disturbance contributes to overall slow recovery of range health. It recommends that new routes be minimized to the extent possible and reclaimed. CPW request the opportunity to review the proposed seed mixture.

Planning staff provided copies of the above agency review comments to Connie Clementson, Tres Rios BLM Field Office Manager.

Public Comments

Mason Osgood, Sheep Mountain Alliance Executive Director, and Jennifer Thurston, Information Network for Responsible Mining Executive Director, request the County require the mitigation of local concerns related to impacts to wildlife, recreation and public land users, and environmental damage.

Exploration activities should be prohibited within the boundaries BLM Wild Horse Manage Area for the Spring Creek Heard, and during the winter to minimize disturbances to wildlife. If future mineral extraction is permitted in Klondike Basin, recreation, the benefit chiefly enjoyed here by the public could be lost. Also the best management practices should be required to mitigate off-site damages from stormwater events and waste disposal, which potentially include the release of sediment and contaminants into Disappointment Creek.

Planning Commission Recommendation

Planning Commission reviewed this application at its January 13, 2022 meeting and received public comment from Doug Tooley, Jennifer Thurston, Information Network for Responsible Mining (INFORM), and Mason Osgood, Sheep Mountain Alliance. The Commission discussed its concerns related to requirements of a prospective Division of Reclamation and Mining Safety (DRMS) reclamation bond for the project, proposed seed mixture, noxious weed control, potential restrictions on timing of proposed project activities due wildlife habitat and hunting season, lack of staff site visit with applicant prior to meeting, timing and submission of Notice of Intent applications to DRMS and Tres Rios BLM, historical and cultural resources, removal of trees and shrubs, lack of water to re-establish vegetation, soil restoration and mitigation, mining safety, and water resources.

The Planning Commission recommended approval (3-2, Bald and Lifton-Zoline opposed) to the Board of County Commissioners of this revised application on January 13, 2022.

Sample Motion:

I move to approve a Mining Special Use Permit (SUP) for Tarsus Resources US Inc., a wholly owned United States subsidiary of Alianza Minerals Ltd or its contractor, for the proposed Mining Exploration on mining claims in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, and on a State Land Board section located at S16 T43N R16W in San Miguel County, Colorado, and adopt Resolution No. 2022-011, based on the finding that the proposed use is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, subject to the following specific terms and conditions:

1. The Special Use Permit is issued to the Applicant, Tarsus Resources US Inc., and does not run with the Land.
2. No future mining activity at the project site by Tarsus Resources, its lessees, or the property owners or its lessees is authorized by this approval.
3. Obtain a County Road & Bridge Special Construction Permit for the proposed improvements to County Road (CR) 23R, and a Driveway Access Permit for CR 23R and P23.
4. A traffic control plan shall be submitted to County Road and Bridge. The plan shall identify procedures, personnel, and equipment (signs, signals, barricades, etc.) to be used to protect workers and the public during the project.
5. Contact the Planning Department, Road and Bridge Department and County Sheriff's Office prior to mobilization of and the start of drilling activities.
6. Provide a list of onsite contacts for Tarsus Resources and the drilling project contractor.
7. The revegetation and weed control along the county road right-of-way (ROW) will be reviewed by the County Vegetation Manager to assure reclamation of these areas.
8. This Special Use Permit conditional approval is subject to the Bureau of Land Management (BLM) and Colorado Division of Reclamation and Mining and Safety (CDRMS) approving this drilling program and issuing the requisite permits. Provide copies of these permits to County Planning.
9. The project drilling program and reclamation plan shall be consistent with and comply with the applicable provisions as approved by the County, unless specifically modified in the BLM and CDRMS approval action.
10. Comply with all terms and conditions of the Colorado Department of Public Health and Environment Stormwater Discharge Permit. Provide a copy of the permit to County Planning.
11. Provide monthly progress reports to County Planning.
12. All written representations of the applicant, in the original submittal and all supplements, are deemed to be conditions of approval except to the extent modified by this approval.
13. The permit shall be valid for three years, with review of the BLM and DRMS permits by staff prior to commencement, and with annual reviews by the CPC and BOCC through the life of the project.
14. Exploration activities shall be limited to May 1 to September 30.
15. The clearing of pinion-juniper and sagebrush shall be minimized to the greatest extent

- practical.
16. Provide a grading and drainage plan that includes a higher quality of sediment fencing and control.
 17. The County shall be informed of any cultural resources discovered in the course of work. Pads and road disturbance should avoid any areas with cultural resources. All appropriate mitigation measures shall be taken to protect cultural resources.
 18. The revegetation plan shall include soil restoration and best practices to maximize available water. The CPW recommendation shall be followed.
 19. Provide documentation regarding the water source(s) for the project.
 20. Identify any hazardous materials that will be used in the process, and describe how those materials will be stored and transported.

**SAN MIGUEL COUNTY PLANNING COMMISSION
MINUTES – REGULAR MEETING**

January 13, 2022

Online Meeting

Present: Lee Taylor, Chair
Josselin Lifton-Zoline, Vice-Chair
M.J. Schillaci, Secretary
Ian Bald, Member
Matthew Bayma, Member

Absent: Tobin Brown, Alternate

Planning Staff Present: Kaye Simonson, Planning Director
John Huebner, Senior Planner
Troy Hangen, Senior Planner

County Staff Present: Amy Markwell, County Attorney
Nancy Hrupcin, Legal Assistant, County Attorney’s Office

9:00 a.m. Chair called the meeting to order.

PROCLAMATION: A proclamation with appreciation and gratitude to thank Pam Hall for 20 years of services as a member of the County Planning Commission.

MOTION by Lee Taylor to approve the proclamation.

SECONDED by Ian Bald. **VOTE PASSED 5-0.**

Lee Taylor	<u>Aye</u>	Nay	Abstain	Absent
Ian Bald	<u>Aye</u>	Nay	Abstain	Absent
M.J. Schillaci	<u>Aye</u>	Nay	Abstain	Absent
Josselin Lifton-Zoline	<u>Aye</u>	Nay	Abstain	Absent
Matthew Bayma	<u>Aye</u>	Nay	Abstain	Absent
Tobin Brown	<u>Aye</u>	Nay	Abstain	<u>Absent</u>

APPROVAL OF MINUTES:

MOTION by MJ Schillaci to approve the December 8, 2021, Joint Meeting minutes and the December 9, 2021 minutes as presented.

SECONDED by Josselin Lifton-Zoline. **VOTE PASSED 5-0.**

Lee Taylor	<u>Aye</u>	Nay	Abstain	Absent
Ian Bald	<u>Aye</u>	Nay	Abstain	Absent
M.J. Schillaci	<u>Aye</u>	Nay	Abstain	Absent
Josselin Lifton-Zoline	<u>Aye</u>	Nay	Abstain	Absent
Matthew Bayma	<u>Aye</u>	Nay	Abstain	Absent
Tobin Brown	<u>Aye</u>	Nay	Abstain	<u>Absent</u>

PLANNING COMMISSION AND STAFF COMMENTS:

The Planning Commission will have a work session with the Board of County Commissioners regarding employee housing fee mitigation as well as short term rentals on March 8, 2022.

The RFQ for the Master Plan consultant is going out, there is a need for two people to help choose the consultant.

The SUP for the Skelton Gravel Pit will go to the BOCC next Wednesday, January 19, 2022.

9:15 A.M. PUBLIC HEARING: LAND USE APPLICATION

Applicant: Gabriel Sweet, Big Rock Exploration on behalf of Alianza Minerals Limited
Location: SH Highway 141 and County Road 23R, Klondike Basin, San Miguel County
Parcel(s): Mining claims on Bureau of Land Management (BLM) lands, and lease on State Land Board section located at S16 T43N R16W
Zone District: West End (WE) Zone District
Proposal: Mineral Exploration of mining claims, Klondike Basin, located on public lands managed by the BLM, and the State of Colorado. The boring exploration program includes twenty (20) drill pads, each measuring about 50 feet by 50 feet, one (1) laydown yard, for the purpose of exploring for copper/MOTION

John Huebner mentioned the addition of a comment letter received, after the packet went out, from Mark Caddy, CPW. John then presented the application submitted by Gabriel Sweet, Big Rock Exploration, LLC on behalf of Alianza Minerals Limited that proposes Mineral Exploration on mining claims in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, and on a State Land Board section located at S16 T43N R16W. The drilling program includes up to twenty (20) drill pads, each measuring about 50 feet by 50 feet, and one (1) laydown yard, for the purpose of exploring copper. The project involves using existing BLM roads and routes and county roads with limited development of temporary access drives. Primary access to the project is off State Highway 141 via County Road 23R in the West End of San Miguel County.

The proposed layout of the project is to minimize new surface impact within the project area and to help facilitate reclamation after the exploratory drilling. There are to be 3-5 persons on site per shift, in 12 hours shifts. The workers are to be housed in Naturita.

County roads and established access routes (two-track) are utilized wherever practical, and the development of new access routes to drill pad locations is limited. The location of drill pads and laydown sites favor areas that are level or were previously disturbed and cleared.

It is expected to take approximately one week per hole while drilling to depths of 100-1500 feet with the total estimated ground disturbance being up to 5 acres. Signs are to be placed on reclaimed routes that are not open to travel.

The reclamation will consist of the boreholes being sealed and capped. The temporary routes will be scarified, re-contoured, and revegetated. A weed control plan will be required. All the

reclamation is subject to specific guidance protocols and permit requirements by the BLM, Colorado DRMS, and the county.

Notice was sent to the referral agencies. Lucas West of CDRMS had any concerns already addressed through the CDRMS application process. Julie Kolb, County Vegetation Manager stated she wanted a weed control plan. Mark Caddy, CPW said habitat was an area of concern and would like activities restricted from at least Dec 1 to April 30 due to critical winter range, and October 1 to December 1 for hunting season.

There was discussion about the BLM Reclamation Bond and what the reclamation would actually cost compared to what the state requires. If that amount is not sufficient, the commission could require more reclamation conditions.

With logistics and COVID conditions making a site visit for the Planning Commission harder, a staff site visit is scheduled to the Klondike Basin on January 27, 2022.

The review of the Special Use Permit is expected to take approximately 45 days to process with the BLM and at least 3-4 months with the county. Because of the timeline, they are starting the process with the county.

Josselin asked if there was anything in the Land Use Code regarding inventorying cultural and historic resources that would be relevant to any decisions.

John stated he believed the BLM would look at such matters as part of their review process, and Parks and Open Space were also noticed as one of the referral agencies.

The Commission inquired about any other mining or exploratory mining going on in the area. Currently, only the San Miguel County historical gravel pit, near the lay down area, is active.

MJ Schillaci commented about Mark Caddy's recommendation to work only run from May 1 to Sept 30 and would like to consider adding that to the motion. In addition, consider his recommended seed mixture as it is rangeland for primarily mule deer, which are browsers. It would be advantageous to include replacing shrubs that are suitable for the climate as part of the reclamation, as this proposal takes out a lot of the shrubs. There was further discussion regarding the concern of lack of water for plantings to aid in re-establishing the vegetation.

The commission inquired about the county going beyond restoration requirements to include soil restoration or supplements and wished to know more about soils and mitigation. Methods such as stockpiling topsoil are good practices to foster regrowth.

Gabriel Sweet then made his presentation to the commission. He stated that the permits to the BLM and the state DRMS states the "notice of intent" is for exploring rather than active mining.

The commission inquired as to what if they hit a pocket of gas and what is done about it. If there is a void or gas the situation is reevaluated for safety. It was also asked what the results are if they do find copper. The mineral exploration is a separate permit and additional active mining

would require further permitting. There are numerous steps if they find enough copper to warrant mining. 1 in 1,000 test sites might result in mining, and from discovery to development, this is a 10-15 year process.

Jason Weber, BLM Geologist further explained there are geological criteria to guide known copper mineralization on the surface. If there is enough concentration, they will be back for more exploration. Also, pockets of gas are not anticipated because of the geology, and the drilling contractor will have procedures for safety to deal with any hazards such as gas if they were discovered.

The commission did ask if the county could require them to identify water resources and could a condition be to ask for documentation of a water source.

It was asked how many drills will be used in a day, which is only one. The sound of the drills will sound no louder than a fridge running if over 500 ft. away.

Amy Markwell, County Attorney asked if the bond requirement is adequate for the reclamation. The county wants to make sure the reclamation is successful and guaranteed. ‘

Gabriel estimated the bond would be between \$20,000 and \$30,000, but the costs could depend on the contractor.

Amy recommended a check-back after they get permits to see if there needs to be more protections for reclamation success.

Ryan Righetti, Road and Bridge Superintendent, said his department will also require a bond until all the sites are reclaimed.

11:08 a.m. Break

11:14 a.m. Reconvene

11:19 a.m. Open for Public Comment

Doug Tooley – Via chat, suggest repurposing drilling pads into campsites

Jennifer Thursten, Executive Director, Information Network for Responsible Mining – Value of landscape has increased. Public value is recreation use. Inadequate restoration is a major concern. The company should go above and beyond with existing stormwater. She asked if the road could be incorporated into the drill pad. Leaving roads improved leads to more development. Leave roads rugged.

Mason Osgood – Sheep Mountain Alliance – Cryptobiotic soils do get lost. They can take decades to generate. It is important to use native seed mixes. The pinion and juniper canopy do not come back. He shares Jennifer Thurston's concerns. The elk herd is struggling and decreasing. Mining affects and stresses the herds.

11:36 a.m. Closed Public Comment

The commission went over the additional conditions to add to the permit.

Those who addressed the commission:

Mason Osgood, Sheep Mountain Alliance

Gabriel Sweet, President of Alianza

Jason Webber, CEO of Alianza.

MOTION by Matt Bayma move to recommend to the Board of County Commissioners approval of a Special Use Permit (SUP) for Alianza Minerals Limited (Alianza) or its contractor, for the proposed Mining Exploration on mining claims in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, and on a State Land Board section located at S16 T43N R16W in San Miguel County, Colorado, based on the finding that the application is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2- 34, Revegetation with Native Species; LUC Section 2-35; Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16; Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, subject to the following specific terms and conditions, *and the suggestion of deletion of paragraph condition #7, renumbering of subsequent conditions, and the addition of Conditions 13-21:*

1. The Special Use Permit is issued to the Applicant, Alianza Mineral Limited, and does not run with the land.

2 No future mining activity at the project site by Alianza, its lessees, or the property owners or its lessees is authorized by this approval.

3. Obtain a County Road & Bridge Special Construction Permit for the proposed improvements to County Road (CR) 23R, and a Driveway Access Permit for CR 23R and P23.

4. A traffic control plan shall be submitted to County Road and Bridge. The plan shall identify procedures, personnel, and equipment (signs, signals, barricades, etc.) to be used to protect workers and the public during the project.

5. Contact the Planning Department, Road and Bridge Department, and County Sheriff's Office before mobilization of and the start of drilling activities.

6. Provide a list of onsite contacts for Alianza and the drilling project contractor.

~~7. Provide for review of the construction schedule by the Colorado Parks and Wildlife for any seasonal timing limitations that may be necessary for the protection of wildlife. Findings shall be reported to County Planning at least two weeks prior to mobilization.~~

87. The revegetation and weed control along the county road right-of-way (ROW) will be reviewed by the County Vegetation Manager to assure reclamation of these areas.

98. This Special Use Permit conditional approval is subject to the Bureau of Land Management (BLM) and Colorado Division of Reclamation and Mining and Safety (CDRMS) approving this drilling program and issuing the requisite permits. Provide copies of these permits to County Planning.

~~109.~~ The project drilling program and reclamation plan shall be consistent with and comply with the applicable provisions as approved by the County unless specifically modified in the BLM and CDRMS approval action.

~~110.~~ Comply with all terms and conditions of the Colorado Department of Public Health and Environment Stormwater Discharge Permit... Provide a copy of the permit to County Planning

~~111.~~ Provide monthly progress reports to County Planning.

~~112.~~ All written representations of the applicant, in the original submittal and all supplements, are deemed to be conditions of approval except to the extent modified by this approval.

13. The permit shall be valid for three years, with review of the BLM and DRMS permits by staff prior to commencement, and with annual reviews by the CPC and BOCC through the life of the project.

14. Exploration activities shall be limited to May 1 to September 30.

15. The clearing of pinion-juniper and sagebrush shall be minimized to the greatest extent practical.

16. Provide a grading and drainage plan that includes a higher quality of sediment fencing and control.

17. The County shall be informed of any cultural resources discovered in the course of work. Pads and road disturbance should avoid any areas with cultural resources. All appropriate mitigation measures shall be taken to protect cultural resources.

18. The revegetation plan shall include soil restoration and best practices to maximize available water. The CPW recommendation shall be followed.

19. Provide documentation regarding the water source(s) for the project.

20. Minimize the disturbed area for drill pads by using the roadways for parking to the extent possible.

21. Identify any hazardous materials that will be used in the process, and describe how those materials will be stored and transported.

SECONDED By MJ Schillaci. VOTE PASSED 3-2

Lee Taylor	<u>Aye</u>	Nay	Abstain	Absent
Ian Bald	<u>Aye</u>	<u>Nay</u>	Abstain	Absent
M.J. Schillaci	<u>Aye</u>	Nay	Abstain	Absent
Josselin Lifton-Zoline	<u>Aye</u>	<u>Nay</u>	Abstain	Absent
Matthew Bayma	<u>Aye</u>	Nay	Abstain	Absent
Tobin Brown	<u>Aye</u>	Nay	Abstain	<u>Absent</u>

PUBLIC HEARING: CONTINUED REVIEW OF LAND USE APPLICATION FROM DECEMBER 9, 2021

Applicant: Lawson Hill Property Owners Co & Telluride Mountain School
 Location: Lot HI, Lawson Hill PUD located north of Society Drive off San Miguel Dr.
 Parcel Size: 1.88 acres Zone District: Public (PUB)
 Proposal: Rezone from Public (PUB) to Industrial (I); and Substantial PUD Amendment to increase maximum Building Height/MOTION

MOTION by MJ Schillaci to continue the item to the February 10, 2022, Planning Commission meeting. **SECONDED** by Josselin Lifton-Zoline. **VOTE PASSED 5-0.**

Lee Taylor	<u>Aye</u>	Nay	Abstain	Absent
Ian Bald	<u>Aye</u>	Nay	Abstain	Absent
M.J. Schillaci	<u>Aye</u>	Nay	Abstain	Absent
Josselin Lifton-Zoline	<u>Aye</u>	Nay	Abstain	Absent
Matthew Bayma	<u>Aye</u>	Nay	Abstain	Absent
Tobin Brown	<u>Aye</u>	Nay	Abstain	Absent

ADMINISTRATIVE:

Election of officers.

MOTION by Matt Bayma to nominate that the Planning Commission officers stay the same with Lee Taylor as Chair, Josselin Lifton-Zoline, Vice-Chair, MJ Schillaci as Secretary.

SECONDED by Ian Bald. **VOTE PASSED 5-0**

Lee Taylor	<u>Aye</u>	Nay	Abstain	Absent
Ian Bald	<u>Aye</u>	Nay	Abstain	Absent
M.J. Schillaci	<u>Aye</u>	Nay	Abstain	Absent
Josselin Lifton-Zoline	<u>Aye</u>	Nay	Abstain	Absent
Matthew Bayma	<u>Aye</u>	Nay	Abstain	Absent
Tobin Brown	<u>Aye</u>	Nay	Abstain	Absent

12:32 p.m. Adjourned.

Respectfully Submitted,

Nancy Hrupcin, Legal Assistant, County Attorney

Approved on _____, 2022.

SAN MIGUEL COUNTY PLANNING COMMISSION

M.J. Schillaci, Secretary

:\PC Planning Commission\PC Minutes\2022\pc.1.13.22.minutes.docx

MEMORANDUM

TO: San Miguel County Planning Commission
FROM: John Huebner, Senior Planner
RE: Alianza Minerals Limited – Klondike Basin, West End (WE) Zone District, Conditional Uses on Federal Lands, Mining Special Use Permit
DATE: January 13, 2022
[\"Z:\Applications\2021_Klondike Basin_Mineral Exploration_SUP\1 Staff Memo(s) and Resolution(s)\CPC Project Report - Alianza Klondike Basin Mineral Exploration 1.13.22.docx\"]

Proposal

Gabriel Sweet, Big Rock Exploration LLC, submitted an application on behalf of Alianza Minerals Limited that proposes Mineral Exploration on mining claims in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, and on a State Land Board section located at S16 T43N R16W. The drilling program includes twenty (20) drill pads, each measuring about 50 feet by 50 feet, one (1) laydown, for the purpose of exploring for copper. The project involves using existing BLM roads and routes and county roads with limited development of temporary access drives. Primary access to the project is off State Highway 141 via County Road 23R in the West End of San Miguel County.

Project Design

The proposed layout of project is designed to minimize new surface impact within the project area. Existing BLM roads, County roads and established access routes (two track) are utilized wherever practical, and the development of new access routes to drill pad locations is limited. The location of drill pads and laydown sites favor areas that are level or were previously disturbed and cleared. This site planning lessens the dirt work required to prepare access routes and drill pads, simplifies reclamation of new access routes, and minimizes the overall impacts of this project.

Infrastructure Component	Number / Linear Feet	Comments
Drill pads	20	50x50ft (2500 sq ft) footprint
Laydown	1	~10000 sq ft footprint
New temporary access route	5539	12 ft nominal width

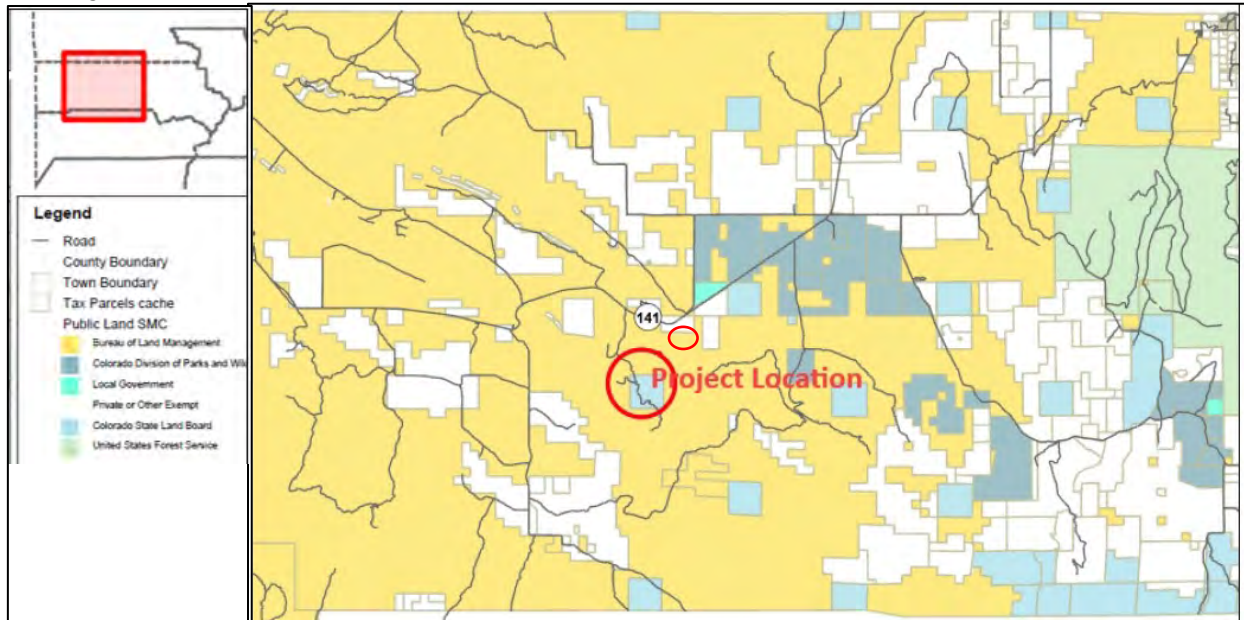
The existing access routes have been assessed to determine the level of improvement required to safely provide access to the project site for project personnel, vehicles and equipment. Multiple segments of existing BLM roads and routes, and the southern section of County Road 23R, will require maintenance prior to mobilizing drill equipment. Repairs will generally include:

- Clearing debris and rocks from road surfaces
- Filling potholes, ruts and washouts with gravel
- Grading and leveling

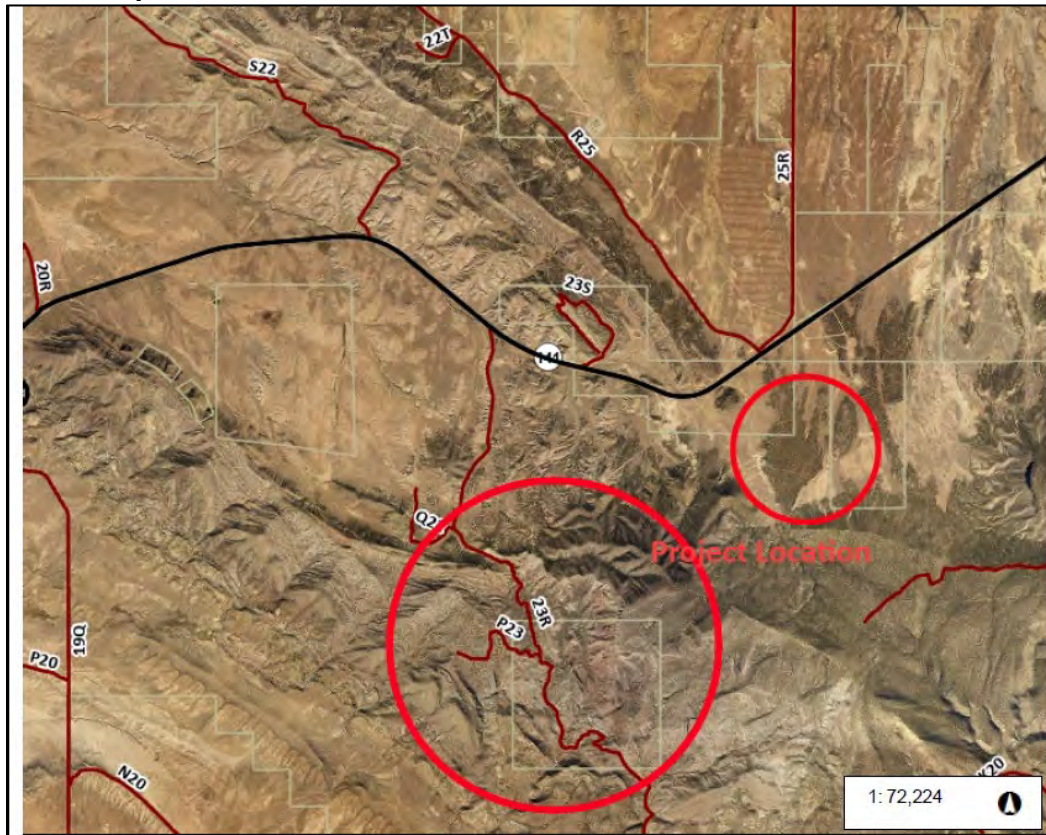
New temporary access routes with a nominal width of 12 feet are proposed in order to access 10 of the drill pad locations. These temporary drives will be constructed to the minimum standard possible in order to provide for safe access and to facilitate the reclamation of these temporary access routes at the conclusion of exploratory drilling.

Drill pads will have sump pits, approximately 15 feet by 15 feet and 5 feet deep, to retain drill cuttings and drilling mud and to allow for infiltration of water back into the ground during drilling operations. The laydown area will be unfenced and will be used to store drilling equipment and project materials. It is located in a level cleared area alongside County Road 23R.

Vicinity Map

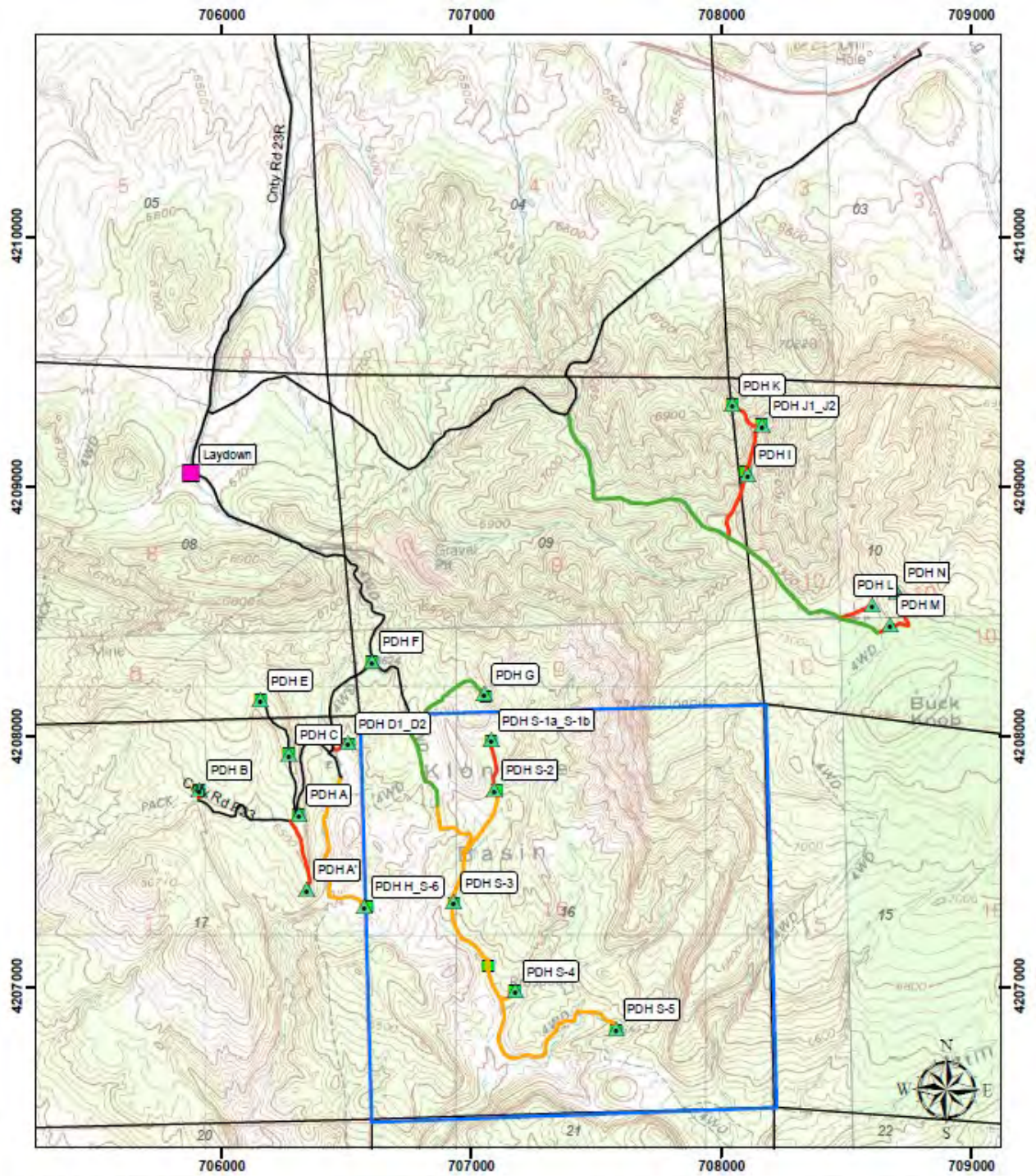


Aerial Map











The proposed locations of drill pads, laydown and temporary access routes proposed in this application are preliminary. Final placement is dependent on input received from federal, state and local governments during the permit application processing.

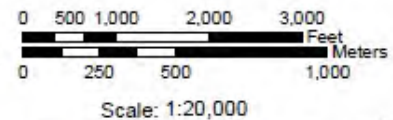
Site Map with project infrastructure layout



Alianza Mineral Ltd
 Klondike Basin Project
 Initial Drill Program Layout
NOT FOR PUBLIC DISTRIBUTION
 Prepared by Big Rock Exploration
 Date: 11/12/2021



Map Key	
	State Section 16
	Drill pad
	Laydown
	Existing - good
	Existing - mod
	Existing - poor
	New temp



Coordinate System: NAD 1983 UTM Zone 12N
 Projection: Transverse Mercator
 Datum: North American 1983



Project Operations

It is estimated that repairs to existing roads and construction of temporary access routes will take at least a full week. Following the preparation of drill pads, equipment and vehicles will be mobilized to the site.

The following equipment will be used to perform road maintenance, construct access routes, and conduct the exploratory drilling at Klondike:

- One (1) truck-mounted diamond drill rig equipped for coring HQ, NQ, or similar size
- Drill rod racks with drill pipe and casing pipe
- Two to three (2-3) 4x4 pickup trucks
- Two (2) UTVs
- One (1) water truck
- One (1) excavator
- One (1) dozer
- One (1) Skid-steer or backhoe
- One to Three (1-3) water storage tanks (up to 10,000 gallons per tank)
- Up to four (4) water supply pumps
- Water line/hose, Mud pump and mixing tanks for grouting/cementing of drill holes

The drill rig, rods, casing, rod tray and support vehicles will be used to conduct the exploratory drilling. This equipment will be used continuously throughout the project until the project is completed. Continuous, 24 hours a day, operation of the drilling rig is planned, to be conducted in 12 hour shifts. Personnel will use pickup trucks and/or ATVs/UTVs to access the drill pads. A water truck will be used to haul water as needed for drilling (once per 12-hour shift). Water is proposed to be hauled from the water dock in the Town of Naturita or from another local source. Approximately three to five (3-5) persons will work on site per shift, and will lodge in Naturita.

The applicant would like the flexibility to utilize two possible drilling methods for their exploratory drilling program: reverse circulation (RC) or diamond coring. Each are regularly used for mineral exploration and both result in the creation of a cylindrical hole (6") in ground via the extraction of rock material (crushed "chips" for RC vs sticks of drill core for coring), and do not constitute fracking or any other lateral void creation below surface. Each method has certain benefits and shortcomings (e.g., speed of drilling, quality of data derived from drilling, associated costs, etc.), and neither pose a hazard or risk to water or surface resources.

The bore holes will be drilled to depths of 100 to 1500 feet, range from vertical to angled, and take approximately 7-10 days to complete the drilling cycle. This project is not anticipated to negatively impact the access, safety, usability or enjoyment of these public lands by residents and visitors.

Reclamation

All drill holes will be permanently sealed with a mixture of bentonite, clay and water with the final 30 feet capped with concrete that is mixed on site. Sump pits will be filled in with collected materials and fill dirt.

The total estimated ground disturbance for this project is less than five (5) acres. Reclamation of drill pads and holes will occur concurrently following the completion of drilling at individual pads. Drill pads will be regraded, the stockpiled top soil redistributed, and revegetated with a BLM

approved native seed mixture. Temporary access routes will be scarified and/or recontoured and revegetated as needed. All reclamation will conform to the specific guidance, protocols, and all permit requirements by the BLM, and Colorado DRMS.

A weed control plan is required and will include the washing of vehicles prior to entering and leaving sites. Reclamation bonds will be held by BLM and DRMS, which will include a three to five year warranty period.

Required Permits

The following permits are required to be obtained prior to Alianza commencing the proposed exploratory boring program:

1. U.S. Bureau of Land Management (BLM) Notice of Intent (for operations on BLM land)
2. Colorado Department of Reclamation, Mining and Safety (CDRMS) Notice of Intent (NOI) (for operations on BLM land)
3. CDRMS Notice of Intent to Conduct Prospecting Operations on State land
4. San Miguel County Road and Bridge Special Construction, and Driveway Permits.
5. San Miguel County Special Use Permit
6. State of Colorado construction storm water management permit

CDRMS has entered into cooperative agreements with the BLM to coordinate the review of NOIs and the posting of financial warranties for this project. The BLM will examine the project area for things such as archeological remains, existing disturbances, and endangered wildlife. All prospecting operations must comply with the Colorado Mined Land Reclamation Act and all applicable CDRMS rules and regulations.

County staff plan to visit the Klondike Basin project site with the applicant on January 27, 2022. A slide show presentation is planned that will serve as a virtual site visit for the Planning Commission, using maps, aerial photos, drawings and site photos provided by the applicant.

Per Land Use Code (LUC) Section 5-320 F. XVII "Conditional uses on federal lands (BLM) – mineral exploration, mining and logging, subject to applicable state and federal statutes and regulation", and LUC Section 5-320 F.XVII "...new commercial resource development and extraction operations and facilities", the State Land Board section, require Two-Step Special Use Permit Planning Commission and Board of County Commissioners review.

Review Standards and Policies

(Staff comments in blue italics)

The application shall be reviewed pursuant to applicable policies in LUC Sections 2-1 to 2-35 Land Use Policies, and to applicable standards in LUC Section 5-4, Areas and Activities of Local and State interest/"1041" Environmental Hazard Review, LUC Section 5-10, Special Uses; LUC Section 5-11, Conditional Uses on Federal Lands; LUC Section 5-16, Mining; and LUC Section 5-320 West End (WE). Areas of key concern include use of and impacts on County roads; development of access roads, mitigation of impacts to wildlife and natural resources during drilling; and site reclamation.

SECTION 2-8: NATURAL AND MAN-MADE HAZARD AND RESOURCE AREAS

It is the policy of San Miguel County to prevent any use and development of land that may:

- 2-801 Unreasonably subject any person, or use, to natural or man-made hazards;
- 2-802 Unreasonably create or contribute to the danger of natural or man-made

- 2-803 hazards that might affect lands or the use and development thereof; Unreasonably subject other persons including the County to the risks and expenses necessary to mitigate hazardous conditions, respond to emergencies created by such conditions, or to rehabilitate any lands or improvements thereof;
- 2-804 Be unduly destructive to the natural resources of the County; or
- 2-805 Constitute a public or private nuisance.

SECTION 2-11: EROSION

It is the policy of the County to prevent the acceleration of the erosion of soil and rock and whenever possible maintain vegetative cover to minimize soil disturbance.

Best management practices (BMPs) in use will be surface roughening in the form of pocking the final reclaimed surfaces. Pocking helps collect and use moisture. At the end of the project all disturbed areas will be reseeded per the revegetation plan.

SECTION 2-34: REVEGETATION WITH NATIVE SPECIES

It is the policy of the County to prevent weed infestation and to ensure that all surface disturbances, especially of topsoil, are revegetated with native species.

A plan and specification for weed management – clean equipment, etc. - is designed to meet BLM and CDRMS guidelines. The plan uses native species in a BLM approved seed mix. The plan includes storage of surface soils and their re-use.

SECTION 2-35: MINING AND MINERAL PROCESSING OPERATIONS

It is the policy of the County to permit commencement or expansion of Mining and Mineral Processing operations only in appropriate areas identified pursuant to the County Comprehensive Development Plan, with review, as appropriate, under Land Use Code Section 5-4 and CRS 24-65.1-101 et. seq., "Areas and Activities of State Interest," subject to adequate mitigation of environmental, noise, traffic, and other impacts of such activities.

The proposed project location is within the West End Zone District of San Miguel County. The purpose of the proposed project is for mineral exploration, which is consistent with the West End Zone District's purpose to preserve large, relatively remote areas of western San Miguel County for resource, agricultural, open space, and recreational purposes, while protecting private property rights. The work will be consistent with the County Land Use Policies in Article 2 as detailed within this report. The potential environmental, noise, traffic, and other impacts are mitigated.

5-407 Wildlife Habitat Areas

This section establishes land use standards for wildlife habitat areas in addition to the general standards in Section 5-402. The standards apply to areas mapped by the Colorado Parks and Wildlife (CPW) on the County's adopted Wildlife Resource Information System (C.R.S.1041 Wildlife maps) and to areas known to be wildlife habitat areas by the Colorado Parks and Wildlife, and areas mapped by the Colorado Natural Heritage Program. Agricultural and Ranching activities are exempt from this Section.

5-407 A. General Standards. The standards in this section apply to all wildlife habitat areas.

- I. Residential development shall be clustered to avoid impacting wildlife and their habitat.
- II. Removal of vegetation shall be minimized. Vegetation removed shall be promptly replaced with beneficial native browse species.
- III. Wildlife food, cover and water shall be preserved and development effects that would destroy these shall be mitigated. Special consideration shall be given to trees and shrubs with high wildlife food value, especially heavy seed, berry and fruit producing species.
- IV. The planting of wildlife food species and woody cover along fences shall be encouraged as one way of improving wildlife habitat.
- V. Waterholes, springs, seepage, marshes, pond and watering areas shall be preserved.
- VI. Known endangered species habitats shall be preserved and all disturbances to those habitats shall be minimized.
- VII. Every golden eagle nest site, bald eagle roost site, and all other raptor nest sites shall be protected from the adverse impacts of development within a ½ mile buffer.
- VIII. Mesh or woven fences shall be prohibited and are encouraged to be removed.
- IX. Fences located within CPW designated mapped wildlife habitat areas are discouraged. Fences in such wildlife habitat areas shall be limited to “wildlife friendly fences” that are in compliance with applicable CPW fencing standards. Wildlife friendly fences are very visible and allow wildlife to jump over or slip under the wires or rails.

5-407 B. Deer, Elk and Bighorn Sheep Winter Concentration Area/Severe Winter Range

Land uses in deer, elk or bighorn sheep winter concentration areas/severe winter range shall comply with the standards in Section 5-407 A. and the standards in this Section.

- I. Overgrazing of ranges by livestock shall be prohibited.
- II. Development shall be restricted to areas in which wildlife impacts can be minimized.
- III. Access for the Colorado Parks and Wildlife for managing wildlife shall be maintained.

5-407 C. Deer, Elk and Bighorn Sheep Winter Range.

Land uses located in deer, elk or bighorn sheep winter range shall comply with Sections 5-407 A. and 5-407 B.I.-III. and the standard in this section.

Commercial activity and recreational uses requiring County review shall be prohibited from December 1 through April 15, unless an applicant can demonstrate written approval from the Colorado Parks and Wildlife of a site-specific wildlife protection plan. Such plan shall include CPW monitoring provisions and set forth on-site protection, including but not limited to habitat enhancement and habitat protection, including but not limited to control of fencing, noise, lighting and siting of structures, and establishment of routes and means of transportation and hours/days of operation. Permits must be renewed annually. The dates in this section may be modified and permits may be suspended at any time upon CPW recommendation on a case-by-case basis as necessary to protect the health of the herd.

The project area is located within mapped Deer and Elk Winter Range. The proposed project schedule will occur outside of the prohibited time period.

SECTION 5-1002: Standards for All Special Uses and Other Uses Requiring One-step and Two-step Review

All Uses requiring One-step and Two-step Review shall comply with the standards in this section.

5-1002 A. Consistency with Master Plan, Land Use Policies, Zone District and Neighborhood

The Use shall be:

- I. Consistent with the County Master Plan;
- II. Consistent with County Land Use Policies in Article 2;
- III. Consistent with the purpose of the Zone District in which it is proposed to be located;
- IV. Consistent with and Compatible with the Character of the Neighborhood of the Parcel proposed for Development and surrounding land Uses, and may enhance the mixture of complimentary Uses and activities in the Neighborhood of the Parcel proposed for Development;
- V. Necessary for public convenience at the proposed location; and
- VI. Designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

The proposed project location is within the West End Zone District and the land use is consistent with the purpose of the Zone District. The drilling program will be consistent with the County Land Use Policies in Article 2 as detailed within this report. No activities proposed for this exploratory boring program are anticipated to affect the access, functionality, safety or condition for any public land users. The impacted area will be reclaimed in a manner that protects public lands.

5-1002 B. Impacts on Surrounding Area

Compatibility with the Character of Parcels adjacent to the Parcel shall be expressed in terms of appearance, scale and features, Site design, landscaping, weed seed dispersal, as well as, the control and Minimization of adverse Impacts including Noise, vibration, dust, dirt, smoke, fumes, gas, odor, explosion, glare, Impacts on pedestrian and traffic congestion, parking, trash, service delivery, or other undesirable or hazardous conditions.

The proposed project is compatible with the character of parcels adjacent to the parcel in terms of appearance, scale and features.

5-1002 C. Public Facilities

Adequate public facilities and services shall exist or shall be provided to serve any reviewable Use including, but not limited to, roads, potable water, sewer, solid waste, parks, police, fire protection, emergency medical, hospital and medical, drainage system and schools.

There are segments of the existing public roads that will need maintenance prior to use by Alianza for this project. The proposed temporary access routes to 10 of the drill pads will be reclaimed after project use where required.

5-1002 D. Bond Requirement

A bond may be required, as a condition of any reviewable Use permit as deemed necessary by the Board of Commissioners or the Planning Commission, sufficient to cover the cost of Site remediation and/or satisfaction of the other conditions and requirements.

A reclamation bond will be required as designated by the CDRMS to cover the cost of reclamation conditions and weed control.

5-1002 E. The following must be addressed as part of any application:

- I. A Site plan including:
 - a. Ownership, Use and zoning of all adjacent Parcels;
 - b. Driveways, streets and right-of-way, Access ways, including points of ingress, egress, parking plan;
 - c. Easements;
 - d. Location and dimensions of Structures and Signs;
 - e. Typical elevations/Heights of such Buildings;
 - f. Landscaping;
 - g. Topography;
 - h. Specific areas proposed for specific types of land Use/the identification of specific land Uses; and
 - i. Information regarding the function and characteristics of any Building or Use proposed, including: days and hours of operation, number of employees, number of students, number of rooms for rent, etc., as applicable;
- II. Lighting plan;
- III. Signs – all Signs must meet Section 5-704 standards;
- IV. Water/sewer plan – must meet state standards and may include verification of a commercial well permit;
- V. Drainage plan;
- VI. Grading plan;
- VII. Dust control plan;
- VIII. Detailed engineered plans and specifications by a registered Colorado Professional Engineer as requested by staff or Referral Agents;
- IX. Weed control plan that must include use of weed free hay or straw;
- X. Fencing Plan; and
- XI. Additional permits as necessary from other agencies.

The application includes a preliminary map of the project infrastructure layout and ownership. No lighting plan, fencing plan, water/sewer plans, or building plans are applicable to this project.

Additional permits from other agencies that are required for the use have been identified and listed within this report.

5-1002 F Review of Approved Special Uses

SECTION 5-11: CONDITIONAL USES ON FEDERAL LANDS

5-1101 General. This section of the Code establishes standards for review of conditional uses on Federal lands. Refer to Section 3-6 for two-step review procedures and Section 4-7 for submission contents. This Section does not apply to Minor Facility Oil and Gas Exploration and Development on Federal Lands.

The Applicant acknowledges that the proposed use is partially located on Federal lands.

5-1102 Standards

5-1102 A. The location, size, design and operating characteristics of the proposed conditional use minimizes adverse effects, including visual impacts, impacts on pedestrian and vehicular circulation, parking, trash, service delivery, noise, vibrations and odor on surrounding properties;

5-1102 B. The conditional use is designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

The use is designed, located and proposed to be operated to protect public health safety and welfare.

SECTION 5-16: MINING

The standards in this Section are intended to mitigate the impacts of mining and mineral processing, including protecting the health, safety and welfare of persons residing in the vicinity and of persons traveling on roads, streets and highways in San Miguel County utilized for hauling of mined material. This Section also contains provisions to ensure that the environmental impacts of mining and mineral processing are adequately mitigated. Mining and mineral processing operations are also subject to the special use permit provisions of Section 5-10.

5-1601 Applicability

The standards and requirements in this Section 5-16 shall apply to all mining and mineral processing operations required to obtain special use permit approval from the County, including any expansion of existing mining and/or mineral processing operations. Mining and mineral processing operations also are subject to applicable review requirements for Activities of Local and State Interest, as set forth in Section 5-4, and for Wetland Areas, as set forth in Section 5-22.

The applicant acknowledges that the exploratory drilling proposed at the Klondike Basin is subject to these standards.

5-1602 Mitigation of Impacts

All on-site and off-site impacts shall be adequately mitigated to protect the health, safety and welfare of persons in San Miguel County and to protect the integrity and appearance of the natural environment. Consideration shall be given to site-specific environmental assessments and mitigation plans approved by the appropriate Federal agencies and/or the Colorado Division of Minerals and Geology and/or the Colorado Department of Health. However, compliance with such plans, as well as additional mitigation, may be required by the County as part of the special use permit review process. Such mitigation may include, but is not limited to, revegetation, dust control, noise control, visual screening, limitations on hours of operations, truck haul routes and traffic volumes.

The proposed drilling project layout and design has been developed to minimize new surface impact within the project area. The use of existing routes and areas previously disturbed serve to minimize the volume of dirt work and overall project impact, and will simplify project reclamation. No new permanent road construction is proposed. Temporary access routes will be reclaimed.

5-1603 Enforcement of State and Federal Regulations

In the event that the County discovers that applicable state and/or federal regulations pertaining to a specific mining activity in San Miguel County have not been adequately enforced by the appropriate agency or organization, the Board of County Commissioners may require the mining activity to comply with any and all terms of such regulations. If such regulations are not complied with, the Board of County Commissioners may order such mining activity to cease and desist.

Work will comply with all conditions of a CDPHE Stormwater Discharge Permit. The project will conform to all Colorado Division of Mining, Reclamation, and Safety (DRMS) standards and to all BLM requirements.

5-1604 Traffic Impacts and Highway Access

Mining (including sand and gravel operations) and mineral processing shall be limited to the greatest extent possible to areas where the surrounding road, street and/or highway network can accommodate heavy truck traffic. In no event shall a proposed operation be permitted where the carrying capacity of the surrounding road, street and/or highway network is exceeded by existing traffic volumes, or would be exceeded by projected or proposed traffic volumes.

Traffic is limited to the project area and use of staging area (laydown). Project vehicles are sized to actively minimize impacts.

5-1605 Additional Notice Requirements

In addition to the notice requirements set forth in Section 3-9, applicants for approval of mining and mineral processing operations shall also be required to provide written notice of a pending application by mailing such notice first class, postage prepaid, no less than

20 days prior to the scheduled meeting date to all owners of property within 1,500 feet of the subject property, and to all municipalities within 3 miles of the subject property.

In addition to the notice requirement set forth in Section 3-9 of the Code, written notice of a pending application by mailing such notice first class, postage prepaid, no less than 20 days prior to the scheduled meeting date was made to all owners of property within 1,500 feet of the subject property, and to all municipalities within 3 miles of the subject property.

SECTION 5-320 West End (WE) Zone District

5-320 A. Purpose

The West End (WE) Zone District is intended to preserve large, relatively remote areas of western San Miguel County for resource, agricultural, open space, and recreational purposes, while protecting private property rights. These areas currently have minimum public facilities and services and are considered premature for substantial development. Development activities in these areas shall be encouraged to preserve historical, archeological and natural resources and landmarks, while allowing individuals the right to farm and ranch, using the necessary resources desired and needed with as little intrusion as possible on property rights.

Development Permits are not required in the WE Zone District except for Oil and Gas Exploration and Development.

5-320 K. Review Standards for all WE Zone District Special Uses

All special uses shall:

- I. Be consistent with the County Master Plan, the County Land Use Policies in Article 2 and the purpose of the WE Zone District;
- II. Be consistent with and compatible with the character of the immediate vicinity of the parcel proposed for development and surrounding land uses, and/or shall enhance the mixture of complimentary uses and activities in the immediate vicinity of the parcel proposed for development;
- III. Be designed, located and operated so that the public health, safety and welfare will be protected;
- IV. Be located, designed and operated to minimize adverse effects, including impacts on scenic quality, pedestrian and vehicular circulation, parking, trash, service delivery, noise, vibration and odor on surrounding properties;
- V. Provide adequate public facilities and services to serve the special use, including but not limited to roads, adequate water supply in terms of both quality and quantity, sewer, solid waste and fire protection;
- VI. Not substantially adversely affect agriculture or ranching operations and residences;
- VII. Only include roads, utilities and associated structures that bear logical relationships to existing topography and minimize cuts and fills; and
- VIII. Be consistent with the historic rural and agricultural character of the West End. Input from neighbors shall be considered by the County in determining consistency.

The proposed project location is within the West End Zone District and the land use is consistent with the purpose of the Zone District. No activities proposed for this exploratory boring program are anticipated to affect the access, functionality, safety or condition for any public land users.

Public Noticing

In addition to the notice requirements set forth in Section 3-9, the applicant provided notice of the proposed application and the Planning Commission meeting date to all property owners within 1,500 feet of the subject parcel per Section 5-1605. The applicant also posted a sign on at the intersection of SH 141 and CR 23R that provided notice concerning this SUP application and information on the time and date of the Planning Commission meeting to be held on-line Thursday, January 13, 2022.

Referral Agents

The application was referred to the County Manager, County Attorney, County Road and Bridge, County Natural Resources, County Sheriff, County Open Space and Parks, Colorado Department of Transportation, Colorado Department of Public Health & Environment, Colorado Division of Reclamation-Mining and Safety, Colorado Parks and Wildlife, Colorado State Land Board and US Bureau of Land Management for review and comment. The application was also sent to the Network for Responsible Mining and Sheep Mountain Alliance.

Referral Agency Comments

Bill Masters, County Sheriff, does not expect impacts from this proposed drilling operation to the Sheriff's Office.

Lucas West, Colorado Division of Reclamation and Mining and Safety (CDRMS) Environmental Specialist, state CDRMS will not be providing comments to this application and any concerns they have will be addressed through their application process.

Julie Kolb, County Vegetation Manager, state that County Roads 23R and P23 will be used as access routes and laydown area for unused equipment. The laydown area is of concern. This area tends to be an area where a noxious weed infestation takes hold. There are five (5) noxious weed species listed by the State of Colorado in these areas. The identified species reproduce by seed, and the seeds are easily scatter and moved by motor vehicles. Washing vehicles only is not sufficient to manage weeds. There should also be herbicide controls in the spring and fall as well as potentially cutting of flowering shoots. The revegetation seed mix should be either BLM or San Miguel County approved. Any weed control measures required from SMC Vegetation Management along the road right-of-way (ROW) due to this project will require payment for those services by the applicant.

Public Comments

Mason Osgood, Sheep Mountain Alliance Executive Director, and Jennifer Thurston, Information Network for Responsible Mining Executive Director, request the Planning Commission require the mitigation of local concerns related to impacts to wildlife, recreation and public land users, and environmental damage.

Exploration activities should be prohibited within the boundaries BLM Wild Horse Manage Area for the Spring Creek Heard, and during the winter to minimize disturbances to wildlife. If future mineral extraction is permitted in Klondike Basin, recreation, the benefit chiefly enjoyed here by the public could be lost. Also the best management practices should be required to mitigate off-site damages from stormwater events and waste disposal, which potentially include the release of sediment and contaminants into Disappointment Creek.

Sample Motion:

I move to recommend to the Board of County Commissioners approval of a Special Use Permit (SUP) for Alianza Minerals Limited (Alianza) or its contractor, for the proposed Mining Exploration on mining claims in the Klondike Basin on Bureau of Land Management (BLM) public lands off County Roads 23R and P23, and on a State Land Board section located at S16 T43N R16W in San Miguel County, Colorado, based on the finding that the application is consistent with the County Master Plan, and with the Land Use Policies in LUC Section 2-8, Natural and Man-Made Hazard and Resource Area; LUC Section 2-11, Erosion; LUC Section 2-34, Revegetation with Native Species; LUC Section 2-35, Mining and Mineral Processing Operations, and complies with the Land Use Code review standards in Section 5-407 Wildlife Habitat Areas; Section 5-10, Special Uses; Section 5-11, Conditional Uses on Federal Lands; and Section 5-16, Mining; and Section 5-320 K, Review Standards for WE Zone District Special Uses, subject to the following specific terms and conditions:

1. The Special Use Permit is issued to the Applicant, Alianza Minerals Limited, and does not run with the Land.
2. No future mining activity at the project site by Alianza, its lessees, or the property owners or its lessees is authorized by this approval.
3. Obtain a County Road & Bridge Special Construction Permit for the proposed improvements to County Road (CR) 23R, and a Driveway Access Permit for CR 23R and P23.
4. A traffic control plan shall be submitted to County Road and Bridge. The plan shall identify procedures, personnel, and equipment (signs, signals, barricades, etc.) to be used to protect workers and the public during the project.
5. Contact the Planning Department, Road and Bridge Department and County Sheriff's Office prior to mobilization of and the start of drilling activities.
6. Provide a list of onsite contacts for Alianza and the drilling project contractor.
7. Provide for review of the construction schedule by the Colorado Parks and Wildlife for any of seasonal timing limitations that may be necessary for the protection of wildlife. Findings shall be reported to County Planning at least two weeks prior to mobilization.
8. The revegetation and weed control along the county road right-of-way (ROW) will be reviewed by the County Vegetation Manager to assure reclamation of these areas.
9. This Special Use Permit conditional approval is subject to the Bureau of Land Management (BLM) and Colorado Division of Reclamation and Mining and Safety (CDRMS) approving this drilling program and issuing the requisite permits. Provide copies of these permits to County Planning.
10. The project drilling program and reclamation plan shall be consistent with and comply with the applicable provisions as approved by the County, unless specifically modified in the BLM and CDRMS approval action.
11. Comply with all terms and conditions of the Colorado Department of Public Health and Environment Stormwater Discharge Permit. Provide a copy of the permit to County Planning.
12. Provide monthly progress reports to County Planning.
13. All written representations of the applicant, in the original submittal and all supplements, are deemed to be conditions of approval except to the extent modified by this approval.



John Huebner <johnh@sanmiguelcountyco.gov>

Alianza Klondike SUP Permit - change of permittee

1 message

Gabriel Sweet <gabe@bigrockexploration.com>

Wed, Mar 2, 2022 at 11:28 AM

To: John Huebner <johnh@sanmiguelcountyco.gov>

Cc: Jason Weber <jweber@alianzaminerals.com>, Rob Duncan <rduncan@alianzaminerals.com>

Good afternoon, John,

Following our discussion this afternoon, Alianza is registering their US entity in the state of Colorado to remain in compliance with state requirements.

For the purposes of the Klondike permit, can we please change the permittee to:

“Tarsis Resources US Inc., a wholly owned United States subsidiary of Alianza Minerals Ltd”

Thanks as always, and please give a call if you have any questions or concerns.

Cheers,

gabe

Gabriel Sweet, MSc, PG

Senior Geologist

Big Rock Exploration, LLC

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Alianza Klondike Basin Exploratory Drill Program San Miguel County – Two Step Special Use Permit Amendment

Date: February 22nd, 2022

Introduction & Context

Representatives from San Miguel County (SMC) Planning and Road and Bridge departments met with Bureau of Land Management (BLM) representatives and Alianza representatives at Alianza's Klondike Exploratory Drill Program field area (San Miguel County, Colorado) on Thursday, January 27th, 2022. The intention of the field visit was to discuss project parameters on site, review existing conditions and discuss project layout, intentions, limitations, and stipulations. From the meeting, the following changes/conditions were identified for incorporation into the proposed project as submitted via the 2-Step SUP Application process to San Miguel County on December 6th, 2021. Changes to the program as identified and discussed below reflect Alianza's intention of limiting the project's footprint while similarly considering public and project personnel safety.

Project Changes & Amendments

The following changes and amendments to the original Klondike Drill Program SMC 2-Step SUP will be implemented moving forward and incorporated into accompanying state and federal permit applications.

Access Amendments

1. Per discussion with BLM, the current road inventory with respect to "existing roads" for impact calculation purposes is as follows: if it does not exist in the inventory, then it cannot be considered existing impact. This parameter has been considered in the project footprint recalculations, below.
2. The nominal road width for proposed new temporary access routes has been increased to 15ft (from 12ft) to accommodate earthen safety berms and water management features. This change has been incorporated in the project footprint recalculations, below.
3. Improvements to existing roads (e.g., CR 23R) for the project will not constitute new impact if within the existing impact footprint of the road. This change has been incorporated in the project footprint recalculations, below.
4. Improvements and associated water control features created on existing SMC roads (and within the ROW) will be constructed in a manner such that future maintenance requirements are avoided (e.g., no culverts). This ensures that the area can gradually return to natural conditions, and that SMC will not have any outstanding maintenance to perform once Alianza reclaims the project area.
5. Prior to project initiation, SMC Road and Bridge will receive a scope of work from Alianza detailing the above operational parameters as they relate to the SMC road network. Road and Bridge will require the following permits to be secured by Alianza:
 - a. Construction permit (for existing road improvements)
 - b. Access permit (for creation of temporary access "off shoots" from existing roads)

Drill Pad Amendments

1. Per requests from BLM and SMC Road and Bridge, Alianza will shift project drilling operations out of existing road right of ways (ROWs) to ensure public and project personnel safety and security. Drill pads have now been relocated to observe a 25-foot setback from existing road

centerlines. A spur (approximately 15 feet wide by 25 feet long) off the existing road will be utilized to access drill pads. The new pad locations and proposed spurs are accounted for in the recalculated project footprint.

2. Drill pad size has been increased to a maximum dimension of 60x60 feet (from 50x50 feet) to accommodate additional placement needs for stockpiled topsoils, off road parking ,etc. This change has been incorporated in the project footprint recalculations, below.

Project Operational Amendments

1. As requested by SMC, Alianza’s drill season operational window will be from May 1st to September 30th for the duration of the project (up to 3 years). This time window conforms with seasonal constraints for both wildlife winter range habitat as well as hunting season.
2. The Area of Critical Environmental Concern (ACEC) location proximal to the project area has been confirmed via publicly-available BLM data. The proposed project will utilize existing BLM and SMC roads that pass through the ACEC, but no work (drilling, drill pad construction or new temporary access route construction) is proposed within the ACEC. A map figure is attached for reference.
3. The original proposed laydown location is within an area under current reclamation by TriState. Rather than re-disturb reclaimed ground, Alianza has requested the use of a portion of the county gravel pit for project materials staging. Permission has been granted by BLM and SMC, pending the selection of a specific location within the gravel pit by SMC that does not interfere with ongoing operations/planning. This relocation of the laydown will:
 - Not be impacting areas already under reclamation via the TriState project
 - Avoid new impact for the project (no leveling, clearing, grubbing, etc. required within the gravel pit)
 - Reduce potential for propagation of noxious weeds during project operations.
 - Be more secure and out of site of the public if/when they access Klondike Basin via CR 23R.SMC will conduct a more detailed noxious weed survey and treatment prior to project kickoff and will help develop a treatment and management plan with Alianza for the project.
4. Pace of reclamation was discussed with SMC on site. More specifically, Alianza intends to conduct phase 1 drilling this year (2022), with options for follow up drilling within the confines of the proposed drill program footprint for years 2 and 3 of the SMC Special Use Permit. Alianza will keep drill pads open until a decision is made regarding project progress and/or needs for follow up drill holes from existing pads. However, permanent abandonment of drill holes will occur immediately after completion (in accordance with state regulations). Similarly, sumps will be filled once they have drained, and the drill pads stabilized prior to the end of the drill season. Stabilization will involve sump closure, removal of any project materials (fencing, signage, etc.), accommodation of natural drainage around the pad, and any other safety considerations on a pad-specific basis.

Summary of Specific Changes to Project Parameters

Pad moves/locations

Drill pads that have been moved are as follows:

Pad ID	Move Notes
PDH A	Moved approximately 75 feet south along ridge, outside of CR P23 25ft ROW
PDH C	Moved approximately 25 feet west off of BLM inventory road

PDH E	Moved approximately 25 feet southwest off of BLM inventory road
PDH F	Moved approximately 25 feet west, outside of CR 23R ROW
PDH S3	Moved approximately 25 feet east, outside of CR 23R ROW
PDH S5	Moved approximately 100 feet north, outside of CR 23R ROW
Laydown	Moved to existing gravel pit, approximately 1400ft east

Route additions/reclassifications

The following access route additions and reclassifications have been incorporated into the proposed project plan:

Route ID	Status	Approx. Length (lft)
Spur to PDH A	Access along originally-proposed new access to A'	n/a
Spur to PDH C	Added new access spur from BLM inventory road	25
Spur to PDH E	Added new access spur from BLM inventory road	25
Spur to PDH F	Added new access spur from CR 23R	25
Access to PDH G	Reclassified as new access on existing trail from CR 23R	1402
Access to PDH S2	Reclassified as new access on existing trail from CR 23R	959
Spur to PDH S3	Added new access spur from CR 23R	25
Spur to PDH S5	Added new access spur from CR 23R	25
Access to PDH S6	Reclassified as new access on existing trail from BLM inventory road	543
CR 23R improvements	Impact from anticipated improvements reclassified to existing; no new impact within existing road width	N/A
BLM inventory improvements	Impact from anticipated improvements reclassified as existing; no new impact within existing road width	N/A

New Impact Calcs

Total project impacts have been recalculated based on the changes described above. In general, project impact has been reduced from original estimates with the removal of existing road (SMC and BLM inventory) improvements from impact calculations. Though not represented in the tabulations below, confirmation by SMC Road and Bridge of laydown relocation to the existing gravel pit will remove the anticipated 0.25 acre impact from the project total, further reducing the footprint of the program.

PROJECT TOTAL	Lft/No	Acres	Notes
New Access	8780	3.02	at 15ft width
Pads	20	1.65	at 60x60ft
Laydown	1	0.25	location?
Total		4.93	

BLM LAND TOTAL	Lft/No	Acres	Notes
New Access	6523	2.25	at 15ft width
Pads	14	1.16	at 60x60ft
Laydown	1	0.25	location?
Total		3.65	

STATE SECTION TOTAL	Lft/No	Acres	Notes
New Access	2258	0.78	at 15ft width
Pads	6	0.50	at 60x60ft
Laydown	0	0	
Total		1.27	

Attachments

1. Amended Klondike Drill Program Project Map

706000

708000

4210000

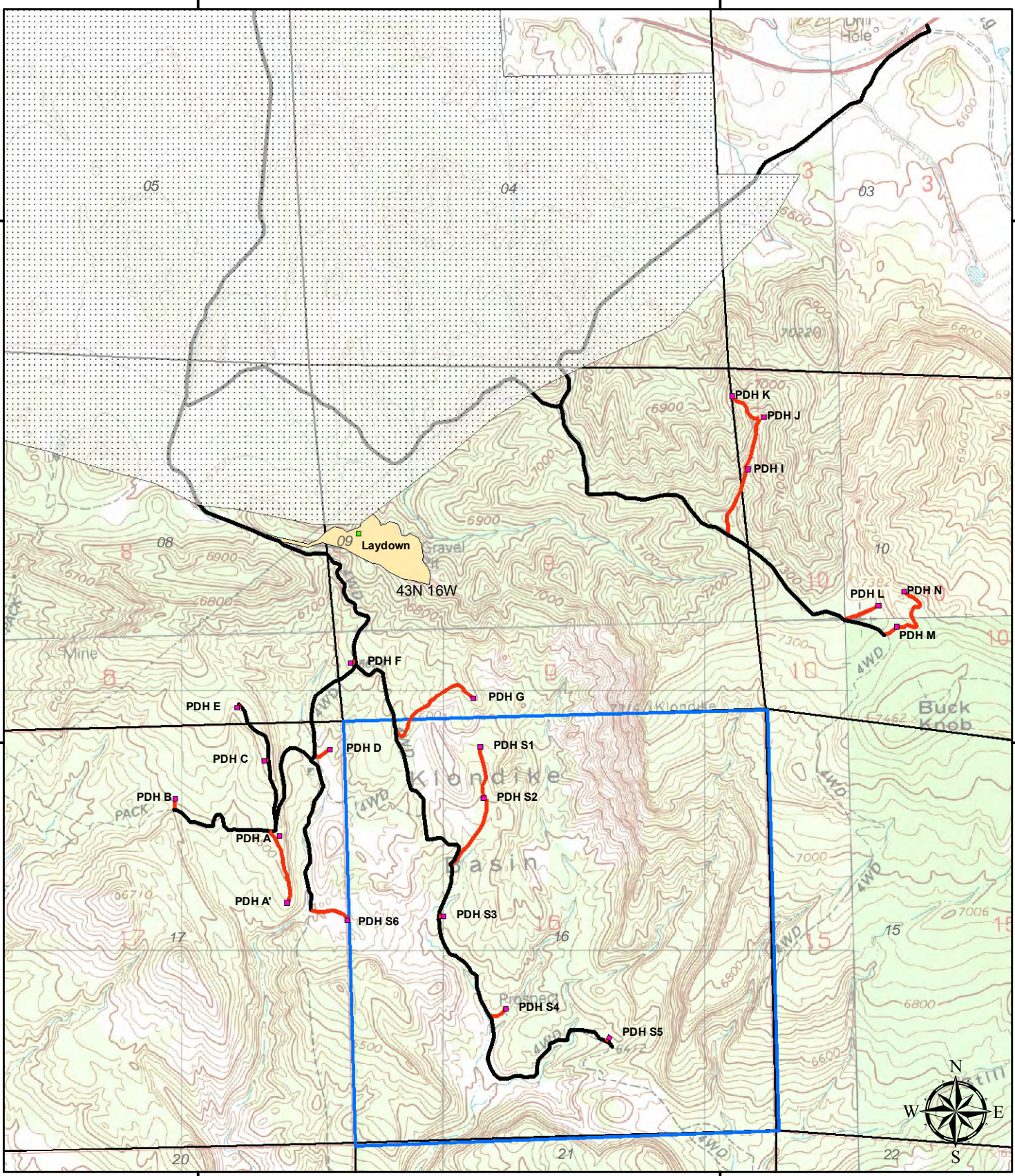
4210000

4208000

4208000

706000

708000



Alianza Mineral Ltd

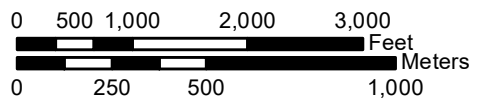
Klondike Basin Project
Project Amendments

Prepared by Big Rock Exploration
Date: 2/22/2022



Map Key

- Drill pad
- Laydown
- SMC gravel pit outline
- BLM_CO_ACEC
- State Section 16
- New
- Primary



Scale: 1:20,000

Coordinate System: NAD 1983 UTM Zone 12N
Projection: Transverse Mercator
Datum: North American 1983





Reverse Circulation vs Diamond Coring - Klondike Drill Program

1 message

Gabriel Sweet <gabe@bigrockexploration.com>
To: John Huebner <johnh@sanmiguelcountyco.gov>
Cc: "West - DNR, Lucas" <lucas.west@state.co.us>

Thu, Dec 16, 2021 at 10:31 AM

Hi John,

Per our last conversation, we would like to have the flexibility to utilize two possible drilling methods for the Klondike program: reverse circulation (RC) or diamond coring. Both are used regularly throughout the mineral exploration industry globally and constitute well-defined and well-known technologies. They both result in the creation of a cylindrical hole in ground via the extraction of rock material (crushed "chips" for RC vs sticks of drill core for coring), and do not constitute fracking or any other lateral void creation below surface. Each method has certain benefits and shortcomings (e.g., speed of drilling, quality of data derived from drilling, associated costs, etc.), and neither pose a hazard or risk to water or surface resources.

I have CC'd Lucas West from DRMS who may have some additional functional knowledge of RC and coring applications in mining and mineral exploration from the regulatory side of the coin. I am happy to answer other questions you may have, but Lucas should be able to speak to the safety and regular use of both methods in the industry.

Below is a quick breakdown of drilling types and some operating considerations.

REVERSE CIRCULATION

- **Context:** used in mineral exploration, water well development, mining, etc.
- **Hole diameter:** 4-6", depending on bit size
- **Associated unique equipment:** trailer-mounted compressor(s)
- **General method:** A pneumatic hammer bit is used to pulverize rock down the hole. Pressurized air is injected through the bit to drive rock chips back up the hole for collection and sampling.
- **Other considerations:** If ground water is encountered, it will be brought up the hole with cuttings and need to be managed at surface (in sumps). Consideration of a two-tiered sump for settling and/or a larger sump as needed.

DIAMOND CORING

- **Context:** used in mineral exploration, mining and geotechnical investigations
- **Hole diameter:** ~3.75"
- **Associated unique equipment:** cuttings/water tanks and water recycling system
- **General method:** a hollow-core drill bit "grinds" rock down the hole by rotation. Intervals (10-20') of intact drill core (cylinders of coherent rock) are pulled to surface and boxed for analysis.
- **Other considerations:** Uses water as lubricant, progress is slower. No considerations for additional management.

Here is a quick youtube video discussing some of the different facets of the two methods:

<https://www.youtube.com/watch?v=8RzPtA6IWp0>

cheers,

gabe

Gabriel Sweet, MSc, PG

Senior Geologist

Big Rock Exploration, LLC

1620 Central Ave NE, Ste 104

Minneapolis, MN 55413

P: 781-715-5016

www.bigrockexploration.com

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Alianza Klondike Basin Exploratory Drill Program Overview

Date: November 5th, 2021

This document and its attachments serve to broadly outline drill program parameters for Alianza Minerals Limited (Alianza) Klondike Basin project drill program. This document does not constitute a formal submission for permit with the State of Colorado, Bureau of Land Management or any other regulatory agency, as the project scope and parameters may change following input from federal, state and private entities.

Introduction

Alianza Minerals Limited (Alianza) proposes to explore its Klondike property through a limited exploratory drilling program. The Klondike property constitutes a series of unpatented federal lode mining claims and an Exploration Permit and an exclusive right to a State lease for a single State mineral section from the State of Colorado held by Alianza and its partners. The legal description of lands

Meridian	Township	Range	Sections
New Mexico Meridian	43N	16W	8, 9, 10, 16, 17

Table 1 – Project legal description.

involved in this project can be found below in Table 1.

The drill program will involve the location of 20 drill pads, 1 laydown, and the use of existing BLM and San Miguel County roads and trails. Limited development of temporary access routes will be required. No new permanent road construction is proposed for this project.

A map of the project infrastructure layout is attached to this document (see map).

No activities proposed for this exploratory boring program are anticipated to affect the access, functionality, safety or condition for any public land users.

Project Design and Impact Minimization

The proposed drill project layout and design has been developed to minimize new surface impact within the project area. Existing roads and trails are utilized wherever practicable, and new access route development is kept to a minimum. Areas of prior disturbance are heavily favored for all project infrastructure. Drill pad and laydown locations favor areas of prior clearings and level ground where possible. This specificity serves to minimize dirt work and overall project impact, and will simplify project reclamation. Further, flexible drilling equipment layouts on individual drill pads will strive to minimize dirt work wherever possible.

Infrastructure Component	Number / Linear Feet	Comments
Drill pads	20	50x50ft (2500 sq ft) footprint
Laydown	1	~10000 sq ft footprint
New temporary access route	5539	12 ft nominal width

Table 2 – Klondike Basin Project infrastructure parameters.

Project Infrastructure

This project has been designed to minimize new surface impact within Klondike Basin via the use of existing trails and BLM/County roads wherever practicable. Primary access to the project area will be via County Road 23R, originating from Hwy 141. Additional County roads used for this program include a section of County Road P23. Existing BLM inventory roads are used, as well as previously-established access routes (two track road beds) throughout the project area. New, temporary access travel routes are proposed for establishing access to 10 drill pads locations (Fig. 1).

Existing Access Route Maintenance

Multiple sections of existing San Miguel County and BLM roads will require maintenance prior to drill equipment mobilization. These sections are called out in Figure 1, and include:

- The southern section of County Road 23R
- Existing BLM inventory road extending from County Road P23 to drill pad PDH H_S6
- Existing road extending north of County Road 23R to drill pad PDH S-2
- Existing road extending east from County Road 23R to drill pad PDH G

In general, existing road maintenance to provide safe access to the project site for all project personnel, vehicles and equipment will include:

- Filling of potholes, ruts and washouts
- Evening of surfaces and regrading
- Clearing rocks and other debris from road surfaces

The existing access routes have been subdivided into three general categories, based on level of improvement required:

1. Good condition – minimal if any improvement required
2. Moderate condition – improvement needed locally, approximating improvement of ~25% of alignment (by linear footage)
3. Poor condition – improvement required throughout, approximating improvement of ~50% of alignment (by linear footage)

These subdivisions are a first pass assessment of existing route conditions, and will be used to calculate project surface impact and bonding through the state of Colorado/BLM if approved by regulatory authorities.

New Temporary Access Routes

New temporary access routes are proposed for this project in order to safely access 10 drill pads for the Klondike Basin drill program (Fig. 1). Where proposed, temporary access routes coincide with areas of prior disturbance and/or minimal foliage, and generally reflect the most direct and safest access option to proposed drill pad locations. These temporary access routes will be constructed to the minimum standard possible for safe access in order to facilitating future reclamation. Nominal width will be approximately 12ft.

Drill Pads

Drill pads and the laydown have been located in areas of prior disturbance and/or clearings wherever possible. All drill pads will be constructed at a maximum footprint of approximately 2500 square feet (e.g., 50ft by 50ft), the shape and layout of which will be dictated by minimization of required foliage clearing and leveling/dirt work. The laydown has been located in a level cleared area alongside an

existing road (County Road 23R), and will be utilized as a location to store drilling equipment, muds and project materials.

As is best practice for the mineral exploration industry, drill pads will contain a sump. Sumps will retain drill cuttings and water during drilling operations. Sump size can vary, but may typically be dug



Figure 1 – Example drill rig setup with support equipment (rod tray, compressors, and water truck) from a separate 2020 drill program.

approximately 15 feet wide, 15 feet long and 5 feet deep. This standard system of water management allows for the percolation and infiltration of water back into the ground while retaining drill cuttings and mud in the sump. Depending on drilling conditions, a two-tiered sump may be constructed to facilitate settling of drilling fines.

Project Operations

Project startup will likely involve at least 1 week of dirt work and maintenance prior to drill rig mobilization. Following access and drill pad preparation, the following equipment may be used to perform and support the exploratory drilling at Klondike:

- One (1) Diamond drill rig equipped for coring HQ, NQ, or similar size
- Drill rod racks with drill pipe and casing pipe
- Two to three (2-3) 4x4 pickup trucks
- Two (2) UTVs
- One (1) water truck
- One (1) excavator
- One (1) dozer
- One (1) Skid-steer or backhoe
- One to Three (1-3) water storage tanks (up to 10,000 gallons per tank)
- Up to four (4) water supply pumps
- Water line/hose, Mud pump and mixing tanks for grouting/cementing of drill holes

The drill rig, rods, casing, rod tray and support vehicles will be used to conduct the exploratory drilling. This equipment will be used continuously throughout the project until the project is completed.

The water truck will be used to haul water as needed for drilling (anticipated once per 12-hour shift).

Pickup trucks and/or ATVs/UTVs may be used by both Alianza and its contractors to access the drill pads.

The excavator, dozer, and skid-steer/backhoe will be utilized on an as-needed basis for clearing drill sites, maintenance, and reclamation. This equipment will be stored at the laydown site when not in use.

Drilling will be conducted in 12 hour shifts and may be continuous (24 hours a day) for the project.

Similar to the drilling of a water well, the proposed exploratory borings constitute a small diameter (<~6") bore hole drilled into the ground from the drill pad to depths of approximately 100 to 1500 feet. The holes will range from vertical to angled. Drill core will be removed for analysis.

Abandonment and Reclamation

Drill hole abandonment and reporting will be performed in accordance with all applicable Colorado State and federal rules and statutes.

Reclamation of project infrastructure will occur concurrently with the drill program and following drill program completion. Reclamation will comprise regrading and revegetation of drill pads, scarifying and/or recontouring of temporary access routes, and revegetating as needed. Reclamation-specific parameters, locations and requirements will be developed and finalized prior to project initiation with the BLM and Colorado DRMS, and will be reflected in bonding.

All reclamation-specific guidance and protocols will be specified in the formal project plan submission to state and federal regulators.

Health, Safety and Environmental Considerations

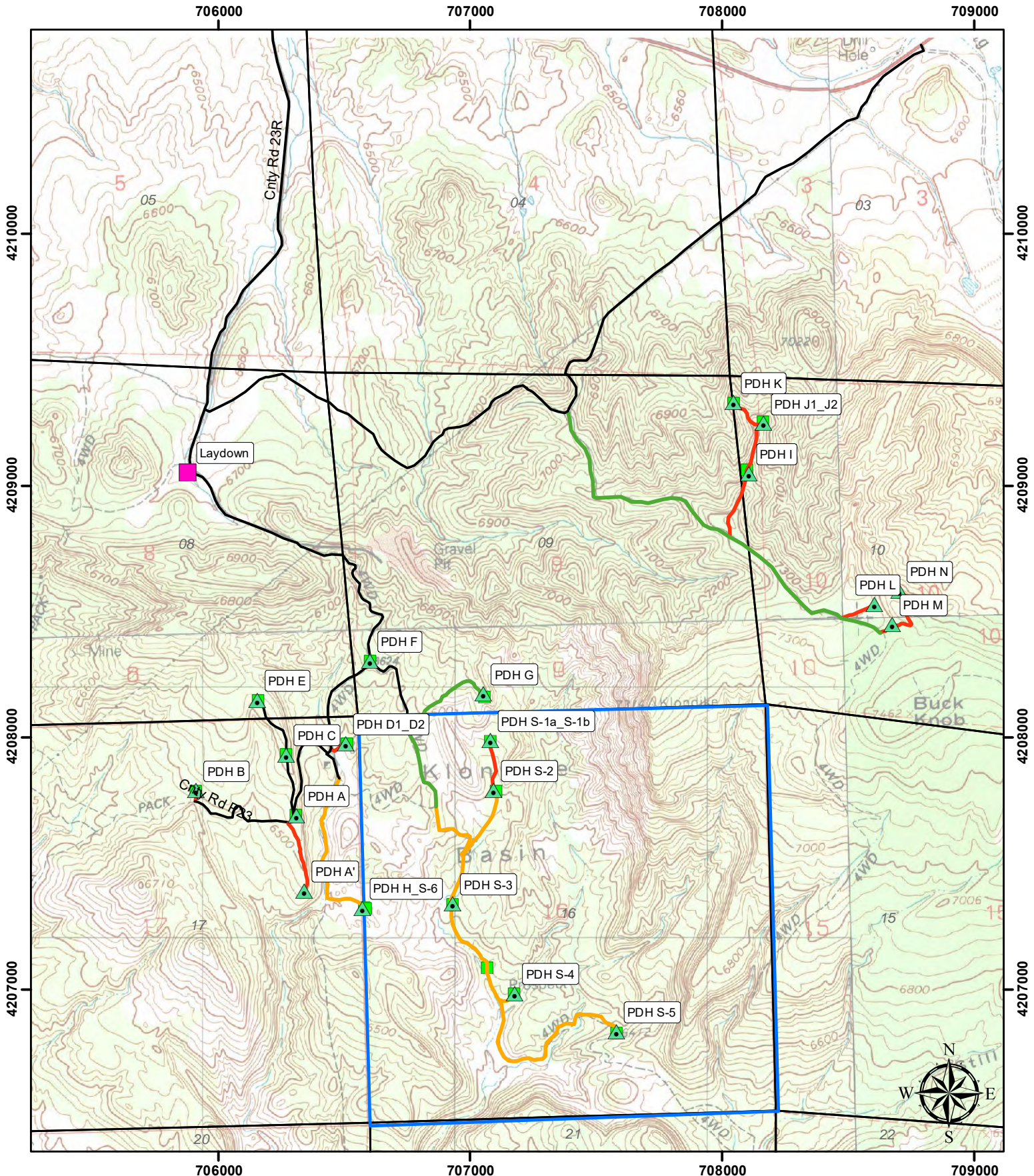
Alianza is developing the Klondike Canyon drill program in accordance with its best management practices and the input of federal and state regulatory agencies. No activities proposed for this exploratory boring program are anticipated to negatively impact the accessibility, safety, usability or enjoyment of public land.

The drill pad, laydown and temporary access route locations proposed within this document are preliminary. Final drill program infrastructure placement will be predicated on input from federal, state and local entities, as well as additional field data collected during permit application processing.

Permits Required

Alianza anticipates requiring the following permits for the proposed Klondike Basin drill program:

1. BLM Notice of Intent (for operations on BLM land)
2. Colorado Department of Reclamation, Safety and Mining (CO DRMS) Notice of Intent (for operations on BLM land)
3. CO DRMS Notice of Intent (for operations on state land)
4. San Miguel County Two Step Special Use Permit
5. State of Colorado construction storm water management permit



Alianza Mineral Ltd

Klondike Basin Project
Initial Drill Program Layout

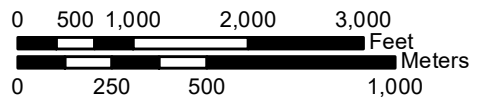
NOT FOR PUBLIC DISTRIBUTION

Prepared by Big Rock Exploration
Date: 11/12/2021



Map Key

- | | |
|------------------|-----------------|
| State Section 16 | Drill pad |
| Laydown | Existing - good |
| | Existing - mod |
| | Existing - poor |
| | New temp |



Scale: 1:20,000

Coordinate System: NAD 1983 UTM Zone 12N
Projection: Transverse Mercator
Datum: North American 1983



Tarsis Resources US Inc. Klondike Basin Exploratory Drill Program San Miguel County – Board of County Commissioners Supplemental Information

Date: March 23rd, 2022

Introduction & Context

The San Miguel County (SMC) Board of County Commissioners (BoCC) were presented a project overview of Tarsis Resources US Inc.'s (US subsidiary of Alianza Minerals Ltd) proposed Klondike Basin Drill Program as a step in the Mining Special Use Permit application process. Following overview of the project by SMC Planning staff and Tarsis' representative, the BoCC elected to continue the public hearing. To address questions raised by the BoCC and the public, SMC planning staff prepared an initial response memo. The information contained in the presented document reflects additional information provided by the applicant (Tarsis) in support of the memo's contents.

Supplemental Information

TOPIC: Remediation of all routes (existing and new) in project area

Tarsis and its partners have proposed the use of existing access and infrastructure within the project area wherever practicable to minimize new impact required to access proposed drill pads. This includes the usage of:

- existing SMC managed access routes
- BLM inventory roads and trails
- existing two tracks, trails and old road alignments not within the BLM road inventory

Per discussion with SMC Road and Bridge and BLM staff, Tarsis will not reclaim any roads designed as existing within the SMC road network, or existing within the BLM inventory. Where they are utilized for this project, Tarsis will reclaim any improvements made to existing two tracks, trails and old road alignments not within the BLM inventory to pre-existing conditions or better.

TOPIC: Identify cultural resources at project site

Similar to SMC requirements, BLM and DRMS require consideration of cultural resources with respect to drill pad locations and proposed access. At present, Tarsis is working with BLM to finalize changes to two drill pads and associated access originally in conflict with cultural findings on the project site by BLM staff archaeologists. Once finalized, these project infrastructure changes will be documented and presented in BLM's Notice of Intent application.

TOPIC: Require submittal of all items listed in LUC Section 5-10, Special Uses

See below, "Site Specific Plans".

TOPIC: Site Specific plans: drainage/grading, dust control, lighting

- Project lighting – Although at the discretion and equipment availability of drill contractors, safe operation of nighttime drilling requires the use of very localized lighting. This typically takes the form of downlighting attached to the drill rig, and "angle-able" lighting on a small mast attached to a trailer style generator. The use of this equipment allows for safe operations on the drill pad, and minimizes upward and outward projection of light pollution facilitated by flexible, "angle-



Figure 1 – Examples of drill rig down lighting used for nighttime drill projects. A secondary trailer light plant/generator may also be used to illuminate the drill pad to ensure safe operations.



outdoor lighting basics recommendations:

- Only be on when needed
 - Only light the area that needs it
 - Be no brighter than necessary
 - Minimize blue light emissions
 - Be fully shielded (pointing downward)
- Dust control – During operations, Tarsis will distribute water on utilized access roads on a bi-weekly basis or as necessary to reduce generation of airborne dust from vehicle traffic. Construction equipment (dozer, excavator, etc.) used for drill pad construction and reclamation activities will be slow moving and are not anticipated to generate significant dust. Anticipated average vehicle traffic during project operations include:
 - Shift change – (2) 4x4 pickup trucks leaving drill site, (2) 4x4 pickup trucks entering site
 - Water delivery – 1 transfer of water using water truck per 12-hour shift (to drill site, from drill site)
 - Drill site inspection, drill core pickup, geologist onsite – (1) 4x4 pickup truck or similar
 - Drainage/Grading plan – see below, Stormwater Management

TOPIC: Stormwater Management (and Drainage/Grading)

Tarsis is actively designing a Storm Water Management Plan (SWMP) in compliance with Colorado Department of Public Health and Environment Stormwater Discharge Permit requirements. Prior to project start up, the Klondike project will have successfully obtained a Stormwater Discharge Permit. Tarsis wishes to emphasize that the project as proposed (<5 acres) represents less than 0.3% of the project area (>1500 acres) within the Klondike Basin, and that potential impacts from project-related sedimentation to regional water ways would be both minor and temporary.

In general, drill pad and temporary access development will be minimal in footprint and impact. The intention of temporary minimum-maintenance access routes is to limit as much as practicable the surface impacts required to obtain safe access to drill pads. Where possible, this may entail simply clearing a path through and/or around vegetation and driving on native surfaces.

Where on slopes or rough terrain, temporary access routes may require blading of the surface and establishment of safety berms with bladed material. Where this level of work is required for safe access, Tarsis anticipates installing temporary water management features. These will include water bars and cuts in the berms, rock socks, sediment core logs, swales and/or shallow trenching. Distribution of these control features will be site specific on an as needed basis.

Similarly, Tarsis intends to avoid surface dirtwork wherever possible for drill pads, favoring setup on shallow slopes and leveling the drill rig and equipment. This should effectively constitute *no impact* for some of the drill pads, with the exception of excavated drill sumps and berms. Some drill pads may require cutting and leveling on slopes. Additional considerations for grading and stormwater controls will be utilized on an as needed basis. Grading and water control features will be used to:

1. Avoid surface water runoff ONTO the drill pad
2. Avoid surface water runoff OFF the drill pad
3. Avoid migration of water INTO and OUT of the sump

Controls may include the use of:

- dirt berms around drill pads
- dirt berms around sumps and fencing

- swales or trenches on the upslope side of pads to move water around drill pads
- installation of rock socks on the downward side of drill pads (in the absence of adequate soil cover)
- installation of core logs on the downward side of drill pads (in the presence of adequate soil cover)

Below is an example plan view of a conceptual drill pad setup on shallow slope with substantial water control/drainage/grading features utilized.

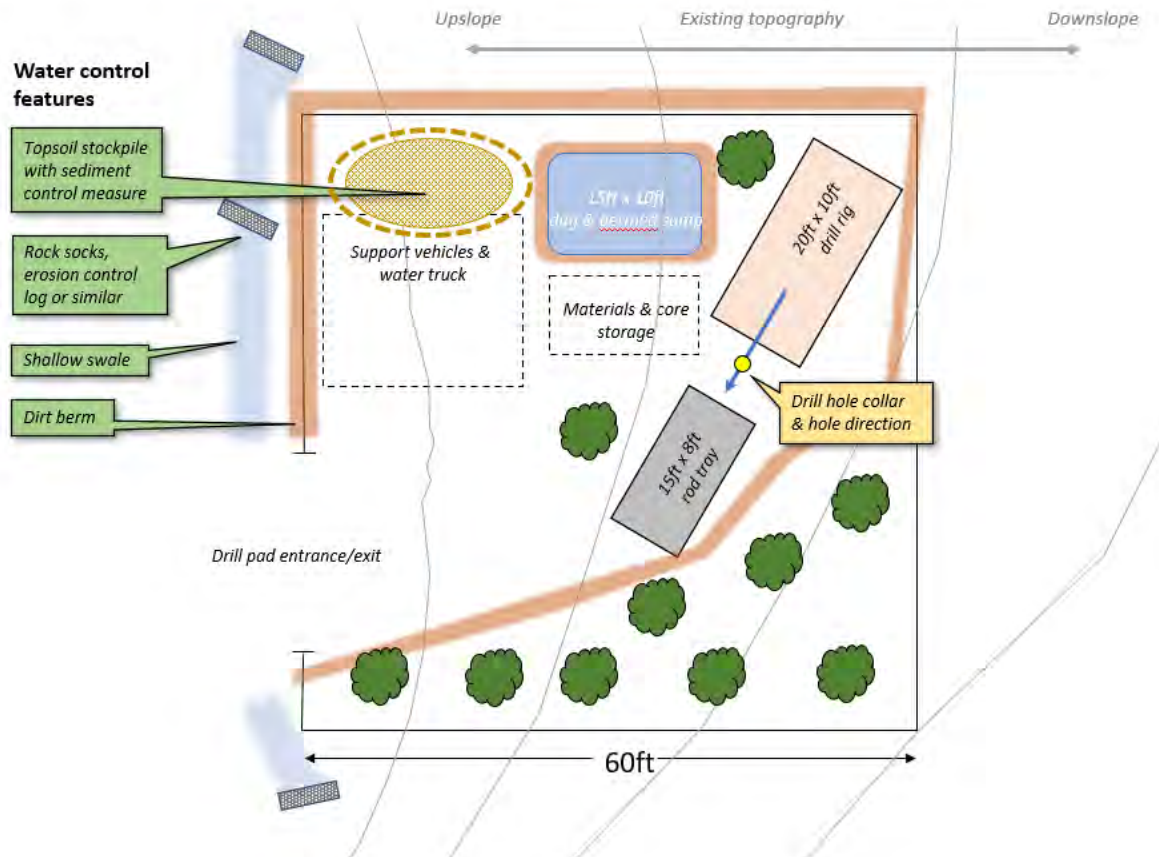


Figure 2 – Example water control feature/grading installations for a conceptual drill pad layout on a shallow slope (with minimal leveling required).

TOPIC: Noxious weed control plan – vehicle washing location

Pending approval from SMC Vegetation Control and Management, Tarsis proposes to have a vehicle wash point at the laydown within the active gravel pit. Vehicles and equipment undercarriages will be washed on arrival to the project area, and on departure from the project area. Water will be used to clear vehicles of mud, debris and plant detritus.

TOPIC: Decision Criteria to close individual drill pads

Decision criteria used for determination of closure and complete reclamation of drill pads is both complex and variable. Factors may include:

- visual presentation of drill core

- results of geochemical analysis
- timing, project budget
- other drill pad prioritizations

In its efforts to minimize surface impact for the Klondike project, Tarsis may elect to drill follow up drill holes from existing drill pads. Additional holes from existing drill pads increases the Tarsis' flexibility to react to promising drill results and precludes the need for additional surface impact (e.g., the creation of a new drill pad for follow up drilling). Premature closure and reclamation of a drill pad could result in re-disturbance or additional new disturbance if follow up drilling is required.

**APPLICANT'S CERTIFICATION OF COMPLIANCE WITH THE PUBLIC NOTICING
REQUIREMENTS OF C.R.S. § 24-65.5-103(1)**

Gabriel Sweet, Applicant, or the duly designated agent(s) of Applicant, has applied to San Miguel County for approval of an application for development that is in anticipation of new surface development on the subject property. Applicant recognizes that the provisions of C.R.S. § 24-65.5-103(1) require public notice, at Applicant's expense and not less than thirty (30) days before the date scheduled for a public meeting or hearing, to all owners and lessees of a mineral interest of record on the subject property of the pending application.

Applicant or Applicant's agent(s) have examined the records in the Office of the San Miguel County Clerk and Recorder to determine the Mineral Estate Owner, as that term is defined in C.R.S. § 24-65.5-102(5). Applicant or Applicant's agent(s) hereby certifies that: (Check One)

Following an examination of the records in the Office of the San Miguel County Clerk and Recorder, no separate Mineral Estate Owner(s) of record have been identified on the subject property of the pending application, and Applicant owns all of the mineral rights on the subject property.

OR

Following an examination of the records in the Office of the San Miguel County Clerk and Recorder, public notice by first class mail has been provided to the owner(s) of record of the Mineral Estate (including owner(s) and lessee(s) of the Mineral Estate) on the subject property of the pending application for development. Such notice contained the time and place of the public meeting or hearing, the nature of the public meeting or hearing, the location of the property that is the subject of the meeting or hearing, the name of the applicant, the local government considering the application for development and the name and address of the Mineral Estate owner(s). **I hereby certify that I have attached a copy of this Mineral Estate owner(s) and lessee(s) list and the letter sent to them to this Certification.**

I understand that San Miguel County requires completion and delivery of this Certification of Compliance to the San Miguel County Planning Department at least ten (10) days prior to the public meeting or hearing on a land use application in anticipation of new surface development if such applications are subject to the noticing requirements of C.R.S. § 24-65.5-103(1). I further understand that failure to submit the required Certification of Compliance to the County Planning Department at least ten (10) days prior to the public meeting or hearing on a land use application will result in the public meeting or hearing being rescheduled to a later date.

Gabriel Sweet
Name

Alianza Minerals Ltd
(Insert Applicant's name if executed by agent)

T43N, R16W, sections 8, 9, 10, 16 and 17
Physical location of Property and/or legal description

N/A
Mailing Address (if different from above)

Date: 2022/02/15

Signature:  _____

[text/luc/certification.mineral.owner]

APPLICANT'S CERTIFICATION OF COMPLIANCE WITH THE PUBLIC NOTICING REQUIREMENTS OF THE SAN MIGUEL COUNTY LAND USE CODE SECTION 3-9

Gabriel Sweet, Applicant, or the duly designated agent(s) of Applicant, has applied to San Miguel County for approval of a land use application. Applicant recognizes that the provisions of the San Miguel County Land Use Code (LUC) Section 3-9 require public notice by First Class mail and posting of the property not less than twenty (20) days before the date scheduled for a public meeting or hearing.

Applicant or Applicant's agent(s) have examined the current tax records of San Miguel County as they appeared either in the records of the San Miguel County Assessor or under the San Miguel County Geographic Information Systems* (GIS) mapping program no more than sixty (60) days prior to the date of the public meeting or hearing. Applicant or Applicant's agent(s) hereby certifies that: (Applicant must check all.)

Following an examination of the records in the San Miguel County Assessor or under the San Miguel County GIS* mapping program, the Applicant has provided public notice, in compliance with LUC § 3-903C not less than twenty (20) days before the date scheduled for a public meeting or hearing, by First Class mail to every property owner and condominium unit owner within 500 feet of the perimeter of the subject property. **I hereby certify that I have attached a copy of this public notice letter and mailing list to this certification.**

AND

Not less than twenty (20) days before the date scheduled for a public meeting or hearing, I hereby certify that, in compliance with LUC § 3-903B, public notice has also been provided by posting a sign in a conspicuous place on the property that is the subject of the land use application.

I understand that San Miguel County requires completion and delivery of this Certification of Compliance to the San Miguel County Planning Department at least ten (10) days prior to the initial public meeting or hearing on a land use application. I further understand that failure to submit the required Certification of Compliance to the County Planning Department at least ten (10) days prior to the initial public meeting on a land use application will result in the public meeting or hearing being rescheduled to a later date.

Gabriel Sweet
Name

Alianza Minerals Ltd
(Insert Applicant's name if executed by agent)

T43N, R16W, sections 8, 9, 10, 16 and 17
Physical location of Property and/or legal description

N/A
Mailing Address (if different from above)

Date: 2022/02/15

Signature:  _____

[text/luc/certification.property.owner]

* GIS data may not accurately or completely reflect owners in multi-unit, multi-floor buildings in San Miguel County. In such instance, the applicant must examine the Assessor's information in addition to the GIS data in order to provide the required public notice.

February 14, 2022

NOTICE TO PROPERTY OWNERS,

The San Miguel County Board of Commissioners has been asked to consider an application submitted by Gabriel Sweet, Big Rock Exploration LLC on behalf of Alianza Minerals LTD (Applicant). The applicant proposes Mining Exploration in Klondike Basin on BLM land off County Road 23R and on a State Land Board parcel located at S16 T43N R16W in West End (WE) zone district, San Miguel County. The drill program proposed includes up to 20 drill pads, each measuring about 60 feet by 60 feet for the purpose of exploring for copper, 1 laydown area, the use of existing BLM and San Miguel County roads and trails, and development of several limited temporary access routes. An application for a Mining Special Use Permit and Conditional Uses on Federal Lands in the WE zone district is subject to Two-step Review, i.e. review and recommendation at a public meeting by the Planning Commission and review and action at a Public Hearing by the Board of County Commissioners.

This Public Hearing is the second step of a Two-step Planning Commission and Board of County Commissioner Review pursuant to Land Use Code Section 5-319 G VII and 3-601 N.

A public meeting on the above application will be held by the San Miguel County Planning Commission at 10:00 a.m. **Wednesday, March 16, 2022**. This meeting will be held online due to COVID-19 virus protocols. To provide comment or ask questions regarding the proposal, please join the meeting at <https://zoom.us/join>, Meeting ID: 534.180.495, Password: 014764; Audio only: Dial 1-301-715-8592 or 1-253-215-8782 (long distance rates may apply).

Written comments of more than one page may not receive complete consideration if not received by March 7, 2022. Send written comments to: San Miguel County Planning Department, P.O. Box 548, Telluride, CO 81435 or to planning@sanmiguelcountyco.gov

The meeting on this proposal is not limited to those receiving copies of this notice. If you know of any neighbor or potentially affected property owner who, for any reason, has not received a copy of this notice, it would be appreciated if you would inform them of this public hearing.

Respectfully,

Gabriel Sweet, Big Rock Exploration LLC

NAME1	NAME2	ADDRESS1	ADDRESS2	CITY	STATE	ZIPCODE
BLM	Connie Clementson	29211 Highway 184		Dolores	CO	81323
COLORADO STATE LAND BOARD	Greg Ochas	1127 Sherman Street	Suite 300	Denver	CO	80203



FW: KB public notice sign posted today

1 message

Gabriel Sweet <gabe@bigrockexploration.com>
To: John Huebner <johnh@sanmiguelcountyco.gov>

Hi John,

Sign has been posted at the project site. Please see below.

Thank you.

Cheers,
gabe

From: Tony Adkins <arapglc@nntwireless.com>
Sent: Tuesday, February 15, 2022 1:05 PM
To: Gabriel Sweet <gabe@bigrockexploration.com>; Rob Duncan <rduncan@alanzaminerals.com>
Subject: KB public notice sign posted today

Hi All, subject line says it all. Let me know if you have any questions. Cheers, Tony

SAN MIGUEL COUNTY
PUBLIC HEARING NOTICE

APPLICANT'S NAME: ALIANZA
MINERALS LTD

APPLICANT'S ADDRESS: _____

TYPE OF DEVELOPMENT APPLICATION: COPPER
SPECIAL USE PERMIT FOR MINERAL
EXPLORATION ON BLM LAND OFF
COUNTY ROADS 23R & P23 AND ON
STATE LAND PARCEL IN S16 T43N R16W
IN WEST END (WE) zone district 20
DRILL PADS 60x60', LAYDOWN AREA.

DATE OF HEARING: MARCH 16, 2022

PLACE OF HEARING: https://zoom.us/join

MEETING ID: 534.180.495; PW: 014764

TIME OF HEARING: 10:00 AM

DECISION - MAKING BODY: COUNTY
BOARD OF COMMISSIONERS

Please publish the following Legal **PUBLIC MEETING NOTICE** in the:

NORWOOD POST and TELLURIDE DAILY PLANET on WEDNESDAY, FEBRUARY 23, 2022

Please bill: San Miguel County Planning Department
P.O. Box 548
Telluride, CO 81435

PUBLIC HEARING NOTICE

The San Miguel County Board of Commissioners has been asked to consider an application submitted by Gabriel Sweet, Big Rock Exploration LLC on behalf of Alianza Minerals LTD (Applicant). The applicant proposes Mining Exploration in Klondike Basin on BLM land off County Road 23R and on a State Land Board parcel located at S16 T43N R16W in West End (WE) zone district, San Miguel County. The drill program proposed includes up to 20 drill pads, each measuring about 60 feet by 60 feet for the purpose of exploring for copper, 1 laydown area, the use of existing BLM and San Miguel County roads and trails, and development of several limited temporary access routes. An application for a Mining Special Use Permit and Conditional Uses on Federal Lands in the WE zone district is subject to Two-step Review, i.e. review and recommendation at a public meeting by the Planning Commission and review and action at a Public Hearing by the Board of County Commissioners.

This Public Hearing is the second step of a Two-step Planning Commission and Board of County Commissioner Review pursuant to Land Use Code Section 5-319 G VII and 3-601 N.

A public meeting on the above application will be held by the San Miguel County Planning Commission at 10:00 a.m. **Wednesday, March 16, 2022**. This meeting will be held online due to COVID-19 virus protocols. To provide comment or ask questions regarding the proposal, please join the meeting at <https://zoom.us/join>, Meeting ID: 534.180.495, Password: 014764; Audio only: Dial 1-301-715-8592 or 1-253-215-8782 (long distance rates may apply).

Written comments of more than one page may not receive complete consideration if not received by March 7, 2022. Send written comments to: San Miguel County Planning Department, P.O. Box 548, Telluride, CO 81435 or to planning@sanmiguelcountyco.gov. Please call the Planning Department at 970-728-3083 for more information on the application. A copy of this pending land use application may be viewed at <https://www.sanmiguelcountyco.gov/490/Other-Resources>

Norwood Classifieds

Help Wanted



The Telluride Regional Medical Center is seeking to hire a full-time Patient Relations Specialist.

This position is responsible for providing exceptional customer service and successfully navigating patient needs in a confidential, professional and efficient manner. A full position description is included with this posting.

The ideal candidate will have a high school diploma or equivalent, possess exceptional interpersonal and relationship building skills, including conflict resolution, strong attention to detail, proficient computer skills to learn eCW [eClinical Works] program effectively. Bilingual [English/Spanish] is preferred.

A competitive Salary and Benefits package is available and includes:
Medical, Dental, Vision, Vacation, Sick Leave, 401(a) and 457 Retirement Plan options.

This position is an hourly/40 hours per week/non-exempt position. The salary range for this position is \$20-\$23/hour.

Telluride Regional Medical Center is an Equal Opportunity and Affirmative Action Employer and healthcare provider, providing the highest quality, comprehensive Primary Care and exceptional Emergency & Trauma Services to all residents and visitors to our region. We celebrate diversity and are committed to creating an inclusive environment for all.

Position will remain open until filled. Candidates should apply for the position at: <https://jobs.tellmed.org>

All Points Transit (APT), a non-profit transit agency, is seeking a part-time driver (20 - 30 hours/week) for Norwood / Nucla / Naturita routes and a medical shuttle that travels to Montrose / Grand Junction.

APT provides scheduled, door-to-door, driver assisted transportation for seniors, persons with disabilities and others in need.

Applications are available on-line at allpointstransit.org or can be picked up at 175 Merchant Drive in Montrose. Call (970)497-8662 for more information.



San Miguel Power Association, Inc. (SMPA) is seeking to fill:

MECHANIC (Nucla)

To view the complete job posting, benefits, compensation and how to apply, please visit our website www.smpa.com.

SMPA is an Equal Opportunity Provider & Employer.

Help Wanted



The Telluride Regional Medical Center is seeking to hire a full time – Healthcare Informaticist.

Under general supervision of the PC Medical Director, the Healthcare Informaticist is the primary point person for the electronic health records systems (currently eClinical Works, “eCW”), a cloud-based information system. The Healthcare Informaticist is also the HIPAA Compliance Officer.

The Healthcare Informaticist is responsible for workflow analysis, end-user support, reporting and training of the electronic health record systems, patient portal and other application system(s). This position will work closely with the end user, IT, and managers to resolve electronic health record issues efficiently and effectively. The Healthcare Informaticist is also the HIPAA Compliance Officer.

The ideal candidate will have extensive experience in using eCW (eClinical Works) as well as maintain annual HIPAA compliance and Infection Control Training. Two years’ experience in healthcare setting with demonstrated understanding of clinical practice. Specific experience in healthcare informatics required.

This position is hourly/non-exempt. The salary range for this position is \$30-\$33 per hour.

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Classifieds ads are small but POWERFUL

The Norwood Post has the largest reach of any media in the region and is the only newspaper dedicated to news and information about the Norwood area.

PLACE A CLASSY?
Call the *Norwood Post* TODAY!
Dial 728-9788 ext. 101 to find out more!

Help Wanted



San Miguel County is Hiring!

All positions are full-time, year-round and include a comprehensive benefits package!

Building Inspector

Deputy Assessor

**Administrative Assistant
County Treasurer’s Office**

Mechanic

Equipment Operator

Senior Property Appraiser

Data Collector

**Maintenance Technician/
Carpenter**

To view the complete job descriptions and officially apply for any of the County’s open career opportunities, please visit: www.sanmiguelcountyco.gov/jobs

San Miguel County is an Equal Opportunity Employer (EOE).

HAVE AN EVENT COMING UP?

Get it in the **CHALK BOARD!**

Email

norwoodpost@yahoo.com

Legal Notices

NOTICE- Request for Proposals

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NOTICE- Request for Proposals

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PERSONAL PROPERTY DECLARATION SCHEDULE

All persons owning, possessing, or controlling taxable personal property with a total actual value greater than \$50,000 (per owner, per county) on January 1, 2022, are required to report the personal property to the assessor by April 15, 2022. Personal Property Declaration Schedules have been mailed to every person, business, or company known to own, possess, or control taxable personal property in the county. Non-receipt of a declaration schedule DOES NOT excuse taxpayers from declaring taxable personal property to the assessor. If you have not received a declaration schedule and own personal property with a value greater than \$50,000, contact the assessor at 970-728-3174.

All personal property with a total actual value in excess of \$50,000 (per owner, per county) is taxable unless specifically exempt by law.

Taxable personal property includes:

- All residential household furnishings used to produce income
- Equipment, furniture, and machinery used by commercial, industrial, and natural resource operations
- Property used in an agribusines that does not qualify as agricultural pursuant to § 39-1-102(1.6)(a), C.R.S.
- Expensed assets with a life greater than one year
- Fully depreciated assets still in use
- Personal property in storage that is subject to IRS depreciation
- Leasehold improvements

Equipment that is licensed as a motor vehicle (SMM plate or Z-Tab) is not reported on the Personal Property Declaration Schedule.

Completed declaration schedules are due April 15, 2022. You may extend the deadline if, prior to April 15, the assessor receives your written request for an extension along with \$20 for a 10-day extension, or \$40 for a 20-day extension. If you do not meet the April 15 deadline and do not request an extension, a penalty in the amount of 50% or 15% of the taxes due (whichever is less) will be applied to your account.

If you fail to file a declaration schedule, the assessor will establish a taxable value based on the “best information available” and add a penalty of up to 25% of assessed value for any omitted property that is subsequently discovered.

TOWN OF NORWOOD: In accordance with section 31-12-108(1) of the Colorado Revised Statutes, the Board of Trustees, by Resolution, has set a public hearing date for March 9, 2022 beginning at 7:00pm to determine the annexation eligibility of property located at 1545 Spruce Street into the Town of Norwood. The Board of Trustees will determine whether the annexation meets the requirements of section 30 of article II of the state constitution and sections 31-12-104 and 31-12-105. This notice is being accomplished in accordance with section 31-12-108(2) and shall be posted in a newspaper of general circulation in the area proposed to be annexed. Such notice shall be posted on February 2nd, 9th, 16, and 23rd.

NOTICE- Request for Proposals

San Miguel County requests estimates from carpenters and builders with historic preservation experience to implement a 2-phased repair project at the historic Lewis Mill, located at 12,450' elevation near the head of Bridal Veil Basin east of Telluride in San Miguel County, Colorado. RFP info available at <https://www.sanmiguelcountyco.gov/Bids.aspx> or the Parks & Open Space dept., 333 W. Colorado Ave., 3rd Fl., Telluride. Contact Janet Kask (970)369-5469 or janetk@sanmiguelcountyco.gov. Deadline for proposals: 5:00 pm, Friday March 4, 2022, either via USPS mail, email or dropped off at the SMC Parks & Open Space dept. in Telluride.

The Farmers’ Water Development Company (FWDC) has received written request to replace a lost, destroyed or wrongfully taken share certificate #1138 currently issued in the name of Steven S. Baker. Unless written notice of objection to the issuance of a replacement share certificate is filed with FWDC, PO Box 10, Norwood, CO 81423 within 30 days of the last date of publication in the Norwood Post, a replacement share certificate will be issued to the shareholder and the original share certificate will be permanently cancelled on the records of FWDC.

NOTICE OF PURCHASE OF PROPERTY AT TAX LIEN SALE AND OF APPLICATION FOR ISSUANCE OF TREASURER’S DEED

To Every Person in Actual Possession or Occupancy of the hereinafter Described Land, Lot or Premises, and to the Person in Whose Name the same was Taxed or Specially Assessed, and to all Persons having Interest of Title of Record in or to the said Premises and To Whom It May Concern, and more especially to: MARTIN SUSAN R AND RUSSELL MATTHEW S AS JT PO BOX 3663 MONTROSE, CO 81402

You and each of you are hereby notified that on the 26th day of November 2018, the then County Treasurer of San Miguel County, in the State of Colorado, sold at public tax lien sale to JYD, LLC the following described property situate in the County of San Miguel, State of Colorado, to-wit: **LOT 4, SAN JUAN VISTA SUBDIVISION, FILING 1** and said County Treasurer issued a certificate of purchase therefore to JYD, LLC. That said tax lien sale was made to satisfy the delinquent property (and special assessment) taxes assessed against said property for the year 2017; That said property was taxed or specially assessed in the name(s) of MARTIN SUSAN R AND RUSSELL MATTHEW S AS JT for said year 2017; That said JYD, LLC on the 4th day of January 2022, the present holder of said certificate (who) has made request upon the Treasurer of said County for a deed to said property; That a Treasurer’s Deed will be issued for said property to JYD, LLC on the 22nd day of June 2022, unless the same has been redeemed;

Said property may be redeemed from said sale at any time prior to the actual execution of said Treasurer’s Deed. This Notice of Purchase has also been published in THE TELLURIDE DAILY PLANET AND THE NORWOOD POST on February 23, 2022, March 2, 2022 and March 9, 2022.

/S/: Brandi Hatfield, Treasurer of San Miguel County, Colorado

PUBLIC HEARING NOTICE

The San Miguel County Board of Commissioners has been asked to consider an application submitted by Gabriel Sweet, Big Rock Exploration LLC on behalf of Alianza Minerals LTD (Applicant). The applicant proposes Mining Exploration in Klondike Basin on BLM land off County Road 23R and on a State Land Board parcel located at S16 T43N R16W in West End (WE) zone district, San Miguel County. The drill program proposed includes up to 20 drill pads, each measuring about 60 feet by 60 feet for the purpose of exploring for copper. 1 laydown area, the use of existing BLM and San Miguel County roads and trails, and development of several limited temporary access routes. An application for a Mining Special Use Permit and Conditional Uses on Federal Lands in the WE zone district is subject to Two-step Review, i.e. review and recommendation at a public meeting by the Planning Commission and review and action at a Public Hearing by the Board of County Commissioners.

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PUBLIC NOTICE

HOTEL & RESTAURANT LIQUOR LICENSE

Pursuant to the Colorado Liquor Code (Article 3, Title 44, C.R.S.) 19 Lone Hand LLC, d/b/a The Blue Jay, 22332 HWY 145, Placeville, Colorado 81430, hereby gives notice that they have made application for a license to sell Malt, Vinous and Spirituous Liquors, for consumption on the premises of the license, and have filed for said application with the San Miguel County Board of Commissioners, January 31, 2022. The officers of the Limited Liability Company are as follows: Lei Gao, Denver, Co 80210

Said application is made for a Hotel & Restaurant Liquor License, to be located at 22332 HWY 145, Placeville, Colorado, San Miguel County, Colorado. Public hearing on this application will be held before the Board of County Commissioners at 9:30 A.M. Wednesday, March 2, 2022, at the Miramonte Meeting Room in Telluride, Colorado.

Interested persons may join a Zoom meeting at <https://us02web.zoom.us/j/534180495> Meeting ID: 534 180 495 Passcode: 014764 to be heard for or against the granting of said license. Submittal by written comments may be rejected by the Board and they may rescind the previous policy motion if comments of more than one page are not received by Feb. 28, 2022. Send comments to San Miguel County Commissioners, PO Box 1170, Telluride Co 81435 or bocc@sanmiguelcountyco.gov.

Stephanie Van Damme
County Clerk & Recorder

Planet Classifieds

Call 970-728-9788 or visit www.telluridedailyplanet.com

Legal Notices

PROPERTY TAX EXEMPTION FOR QUALIFYING SENIOR CITIZENS AND DISABLED VETERANS

The Colorado Constitution establishes a property tax exemption for senior citizens and disabled veterans. For those who qualify, 50 percent of the first \$200,000 in actual value of the primary residence is exempted from property tax. The State of Colorado pays the property taxes on the exempted value. Qualifying seniors are urged to submit applications if they have not yet done so.

SENIOR CITIZEN EXEMPTION:
Basic Qualifications - Generally, each of the following statements must be true to qualify for the senior citizen exemption. The qualifying senior:

- Must be at least 65 years old on January 1 of the year the application is filed; and
 - Must be the current owner of record, and listed as the owner of record for at least 10 consecutive years prior to January 1; and
 - Must occupy the property as his/her primary residence, and must have done so for at least 10 consecutive years prior to January 1.
- Surviving spouses of previously qualified senior citizens may be able to continue receiving the exemption with a long form application.
- Exceptions to Basic Qualifications - The applicant may still qualify if one or more of the following statements are true:
- Ownership is in the spouse's name, and the spouse also occupies the property;
 - Ownership has been transferred to or purchased by a trust, corporate partnership or other legal entity solely for estate planning purposes;
 - The qualifying senior or his/her spouse was or is confined to a health care facility;
 - The applicant was forced to move when the prior residence was condemned in an eminent domain proceeding;
 - The applicant is the surviving spouse of a senior who met the requirements on January 1, 2002, or on any January 1 thereafter.
 - The qualifying senior citizen's prior residence was destroyed or otherwise rendered uninhabitable by a natural disaster.
- How to Apply - To apply, you must complete the appropriate application form and return it to the assessor by July 15. The assessor must accept late applications until August 15. The "Short Form" application may be used by qualifying senior citizens who meet each of the basic qualifications. The "Long Form" application must be used by applicants who satisfy one or more of the exceptions to the basic qualifications. If you would like to receive an application form or a brochure that explains the senior citizen exemption in greater detail, or if you

have any questions regarding the exemption, please call the assessor's office at 970-728-3174.

DISABLED VETERAN EXEMPTION:
Basic Qualifications - Generally, each of the following statements must be true to qualify:

- The applicant must be a veteran who sustained a service-connected disability while serving on active duty in the Armed Forces of the United States. This includes members of the National Guard and Reserves who sustained injuries while serving on active duty;
 - The applicant must have been honorably discharged;
 - The federal Department of Veterans Affairs has rated the applicant's service-connected disability as a one hundred percent permanent disability through disability retirement benefits pursuant to a law or regulation administered by the department, the U.S. Department of Homeland Security, or the Department of the Army, Navy, or Air Force.
 - The applicant must be the owner of record and must have been the owner of record since January 1 of the current year; and
 - The applicant must have occupied the property as his/her primary residence since January 1 of the current year.
 - In many cases, an eligible surviving spouse of a previously qualified disabled veteran may continue to receive the exemption by submitting a disabled veteran surviving spouse form to the assessor's office.
- Exceptions to Basic Qualifications - The applicant may still qualify if one or more of the following statements are true:
- Ownership is in the spouse's name, and the spouse also occupies the property;
 - Ownership has been transferred to or purchased by a trust, corporate partnership or other legal entity solely for estate planning purposes;
 - The qualifying disabled veteran or his/her spouse was or is confined to a health care facility;
 - The applicant was forced to move when the prior residence was condemned in an eminent domain proceeding.
 - The applicant is the surviving spouse of a previously qualified veteran who met the requirements through the Colorado Division of Veterans Affairs.
- How to Apply - To apply, you must file a completed application with the Colorado Division of Veterans Affairs by July 1. The Division of Veterans Affairs may accept late applications until August 2 if the applicant can show good cause for missing the July 1 deadline. The surviving spouse of a prequalified veteran must apply directly to the assessor's office no later than July 1. If you would like to receive an application form or a brochure that explains the disabled veteran exemption in greater detail, or if you have any questions regarding the exemption, please call the assessor's office at 970-728-3174.

NOTICE- Request for Proposals

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Give 'em a brake!



Only You Can Prevent Roadkill! Slow Down! Pay Attention!

Flash headlights 3 times to warn oncoming drivers of wildlife on or near roadways.

Colorado State Patrol wants to remind you to lower headlights within 500 ft. of oncoming vehicles.

Rentals Wanted

Seeking 4-5 bedroom home for 2-3 weeks near end Sept '22 into early Oct with great views of mountains & foliage. My wife and I are 60 will be joined by 2 adult children (27 & 31) and one small 15 lb bichon(Rudy) and Golden Lab(Leo). We will take good care of your home.

timd@specifiedcomponents.com
847-219-5293

Real Estate

Trade
Commercial Properties
Investment Opportunities
Homes
Land
Manufactured Homes

Investment Opportunities




NEED A BEACH HOUSE?

Telluride couple seeks Partner(s) to build upon our incredible Beach Front Lot Troncones, Guerrero MX

diamondemas@gmail.com for details

Commercial Properties



Bedrock Store
9812 CO Hwy 90
\$449,000

Historic Commercial / Grocery / Liquor / Gas

Contact JJ with Coldwell Banker DP at (970) 729-0065

Services

Accounting
Alterations & Sewing
Appliances
Architecture
Attorneys
Audio/Video
Auto Care
Aviation
Books
Building/Construction
Carpet & Floor Care
Catering
Child Care
Churches
Consulting

Medical

Susannah Smith PhD
Clinical Psychology & OD Consulting
Board Certified

Children, Adolescents, Adults, Couples, Telehealth Distance Therapy

Telluride & Ridgway
(970)728-5234
shas14@gmail.com

CreativeTeamConsulting.com

Norwood Long-Term



****HOUSING AVAILABLE****

For remainder of winter season

4bd house w/1room
2 bdr condo w/1 room

Must be an employee of Black Tie Skis.

Black Tie Skis is hiring for 21/22 Winter season.

Reservation Agents
\$17 to \$26

Delivery Rental Technicians \$14 to \$28 (must have valid license)

Valet/Shop Rental Techs
\$16 to \$25

Full-time positions include ski pass or equal compensation.

Start and end of season bonus programs.

Gear discounts and employee demo programs.

Please send resume to Sam@blacktieskis.com or call (970)369-7799

Rentals Wanted



Telluride Academy is in search of seasonal (June-August) housing for our field staff.

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NOTICE OF PURCHASE OF PROPERTY AT TAX LIEN SALE AND OF APPLICATION FOR ISSUANCE OF TREASURER'S DEED

To Every Person in Actual Possession or Occupancy of the hereinafter Described Land, Lot or Premises, and to the Person in Whose Name the same was Taxed or Specially Assessed, and to all Persons having Interest of Title of Record in or to the said Premises and to Whom It May Concern, and more especially to: MARTIN SUSAN R AND RUSSELL MATTHEW S AS JT PO BOX 3663 MONTROSE, CO 81402

You and each of you are hereby notified that on the 26th day of November 2018, the then County Treasurer of San Miguel County, in the State of Colorado, sold at public tax lien sale to JYD, LLC the following described property situated in the County of San Miguel, State of Colorado, to-wit: **LOT 4, SAN JUAN VISTA SUBDIVISION, FILING 1** and said County Treasurer issued a certificate of purchase therefore to JYD, LLC. That said tax lien sale was made to satisfy the delinquent property (and special assessment) taxes assessed against said property for the year 2017; That said property was taxed or specially assessed in the name(s) of MARTIN SUSAN R AND RUSSELL MATTHEW S AS JT for said year 2017; That said JYD, LLC on the 4th day of January 2022, the present holder of said certificate (who) has made request upon the Treasurer of said County for a deed to said property; That a Treasurer's Deed will be issued for said property to JYD, LLC on the 22nd day of June 2022, unless the same has been redeemed;

Said property may be redeemed from said sale at any time prior to the actual execution of said Treasurer's Deed. This Notice of Purchase has also been published in the TELLURIDE DAILY PLANET AND THE NORWOOD POST on February 23, 2022, March 2, 2022 and March 9, 2022.

/S/: Brandi Hatfield, Treasurer of San Miguel County, Colorado

PUBLIC HEARING NOTICE

The San Miguel County Board of Commissioners has been asked to consider an application submitted by Gabriel Sweet, Big Rock Exploration LLC on behalf of Alianza Mineral LTD (Applicant). The applicant proposes Mining Exploration in Klondike Basin on BLM land off County Road 23R and on a State Land Board parcel located at S16 T43N R16W in West End (WE) zone district, San Miguel County. The drill program proposed includes up to 20 drill pads, each measuring about 60 feet by 60 feet for the purpose of exploring for copper, 1 laydown area, the use of existing BLM and San Miguel County roads and trails, and development of several limited temporary access routes. An application for a Mining Special Use Permit and Conditional Uses on Federal Lands in the WE zone district is subject to Two-step Review, i.e. review and recommendation at a public meeting by the Planning Commission and review and action at a Public Hearing by the Board of County Commissioners.

This Public Hearing is the second step of a Two-step Planning Commission and Board of County Commissioner Review pursuant to Land Use Code Section 5-319 G VII and 3-601 N.

A public meeting on the above application will be held by the San Miguel County Planning Commission at 10:00 a.m. **Wednesday, March 16, 2022.** This meeting will be held online due to COVID-19 virus protocols. To provide comment or ask questions regarding the proposal, please join the meeting at <https://zoom.us/join>, Meeting ID: 534.180.495, Password: 014764; Audio only: Dial 1-301-715-8592 or 1-253-215-8782 (long distance rates may apply).

Written comments of more than one page may not receive complete consideration if not received by March 7, 2022. Send written comments to: San Miguel County Planning Department, P.O. Box 548, Telluride, CO 81435 or to planning@sanmiguelcountycolorado.gov. Please call the Planning Department at 970-728-3083 for more information on the application. A copy of this pending land use application may be viewed at <https://www.sanmiguelcountycolorado.gov/490/Other-Resources>



John Huebner <johnh@sanmiguelcountyco.gov>

Alianza Klondike Basin Drill Program - Field Review Follow Up

1 message

Gabriel Sweet <gabe@bigrockexploration.com>

Wed, Feb 2, 2022 at 7:44 AM

To: John Huebner <johnh@sanmiguelcountyco.gov>, Kaye Simonson <kayes@sanmiguelcountyco.gov>, Starr Jamison <starrj@sanmiguelcountyco.gov>, Ryan Righetti <ryanr@sanmiguelcountyco.gov>, Julie Kolb <juliek@sanmiguelcountyco.gov>, Troy Hangen <troyh@sanmiguelcountyco.gov>, "Blair, James J" <jblair@blm.gov>, "ckrassin@blm.gov" <ckrassin@blm.gov>

Cc: Jason Weber <jweber@alianzaminerals.com>, Rob Duncan <rduncan@alianzaminerals.com>

Good morning, all,

Thank you to everyone who attended the field meeting last Thursday on site. It was a pleasure to meet you all in person and an excellent opportunity for me to get a better sense of some of the requirements and conditions that San Miguel County and BLM will require of the project.

To make sure we are all on the same page moving forward, the following points of clarification and/or modification of the existing SMC SUP and current draft of the BLM and State NOIs will be incorporated moving forward:

1. SMC has requested that hunting season restrictions for the entirety of the project area be recognized (state section and BLM ground). The window of seasonal operation is thus May 1st to September 30th
2. Discussion on proximity of project operations to existing road networks (BLM and SMC): both BLM and SMC Road and Bridge request that operations on and/or proximal to the road be limited. Alianza concurs with this request from a safety and project security standpoint, and will be adjusting drill pad placement outside of (beyond) the 25 foot ROW from center line on project SMC roads. A temporary spur (~25 feet long) from existing roads will be used to access drill pads.
3. Per discussion with BLM, the current road inventory with respect to "existing roads" for impact calculation purposes is as follows: if it does not exist in the inventory, then it cannot be considered existing impact. The only change to current project impact calculations will be for pad PDH G
4. Consideration of drill pad sizes; BLM noted that pad sizes need to account for ALL IMPACT, including stockpiling of topsoil for reclamation purposes. Drill pad size may expand to a maximum dimension of 60x60 feet (from 50x50) to accommodate additional placement needs for stockpiled soils, parking ,etc. Alianza will consider this in the recalculation of project impacts moving forward.
5. Consideration of new temporary road widths; BLM noted that temporary road widths need to account for all impact, not just driving surface. The nominal road width may be adjusted to 15ft (from 12ft) to accommodate earthen safety berms, water management features, and local borrow pits as needed. Alianza will consider this in the recalculation of project impacts moving forward.
6. ACEC location will need to be confirmed for the project area, specifically with respect to the proposed laydown location.
7. The proposed laydown location is within an area recently reclaimed (or undergoing reclamation) by TriState. Rather than re-disturb reclaimed ground, Alianza may request the use of a corner of the county gravel pit for project materials staging. Per communications with SMC Road and Bridge, this will need to be a conversation with BLM.
8. Improvement to the roadbed of existing roads (e.g., CR23R) for the project do not constitute new impact if within the existing impact footprint of the road. Alianza will consider this in the recalculation of project impacts moving forward.
9. SMC requests that improvements and associated water control features are constructed in a manner so as to avoid future maintenance (e.g., no culverts). This ensures that the area can gradually return to natural conditions, and that SMC will not have any outstanding maintenance to perform once Alianza reclaims the project area.
10. Noxious weed mitigation; Julie Kolb (SMC) will be conducting a more detailed noxious weed survey in the near future and will help develop a treatment and management plan with Alianza moving forward.
11. Pace of reclamation was discussed with SMC on site. More specifically, Alianza intends to conduct phase 1 drilling this year (2022), with options for follow up drilling within the confines of the proposed drill program footprint for years 2 and 3 of the SMC Special Use Permit. Alianza will keep drill pads open until a decision is made regarding

project progress and/or needs for follow up drill holes from existing pads. However, permanent abandonment of drill holes will occur immediately after completion (in accordance with state regulations). Similarly, sumps will be filled once they have drained, and the drill pads stabilized prior to the end of the drill season.

12. SMC Road and Bridge will receive a scope of work from Alianza detailing the above operational parameters as they relate to the SMC road network. Road and Bridge will require the following permits:
 - a. Construction permit (for existing road improvements)
 - b. Access permit (for creation of temporary access "off shoots" from existing roads)

Thank you again for your attention, and please let me know if I've missed anything, including others that should be receiving this email.

Cheers,

Gabe

Gabriel Sweet, MSc, PG

Senior Geologist

Big Rock Exploration, LLC

[1620 Central Ave NE, Ste 104](#)

[Minneapolis, MN 55413](#)

P: 781-715-5016

www.bigrockexploration.com

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John Huebner <johnh@sanmiguelcountyco.gov>

Agency Referral: SMC Mining Special Use Permit - Alianza Klondike Basin Exploratory Drill project

1 message

John Huebner <johnh@sanmiguelcountyco.gov>

Tue, Dec 14, 2021 at 4:09 PM

To: Mike Bordogna <mikeb@sanmiguelcountyco.gov>, Amy Markwell <amym@sanmiguelcountyco.gov>, Ryan Righetti <ryanr@sanmiguelcountyco.gov>, Starr Jamison <starrj@sanmiguelcountyco.gov>, Janet Kask <janetk@sanmiguelcountyco.gov>, Bill Masters <billm@sanmiguelsheriff.org>, Randee <randee.reider@state.co.us>, Lucas West - DNR <lucas.west@state.co.us>, Mark Caddy <mark.caddy@state.co.us>, greg.ochis@state.co.us, "Clementson, Connie" <ccllementson@blm.gov>

Bcc: Kaye Simonson <kayes@sanmiguelcountyco.gov>

All,

Attached for your review and comment is an Application received from Gabriel Sweet, Big Rock Exploration for a San Miguel County Mining Special Use Permit for the proposed Mining Exploration for the purpose of exploring for copper in Klondike Basin on BLM land off County Road 23R and on a State Land Board parcel located at S16 T43N R16W. The drill program proposed will involve the location of 20 drill pads, each measuring about 50 feet by 50 feet, 1 laydown, and the use of existing BLM and San Miguel County roads and trails. Please provide comments by January 4, 2022 and let me know if you have any questions. Regards,

For information about San Miguel County's response to COVID-19 (Coronavirus), please visit <https://www.sanmiguelcountyco.gov/590/Coronavirus>

John Huebner
Senior Planner
San Miguel County Planning Department
Office: (970)728-3083
www.sanmiguelcountyco.gov



Alianza.Klondike Basin.Mining.pdf
12984K



PLANNING DEPARTMENT

KAYE SIMONSON, PLANNING DIRECTOR

MEMORANDUM

TO: Mike Bordogna, County Administrator
Amy Markwell, County Attorney
Ryan Righetti, County Road and Bridge Director
Starr Jamison, County Government Affairs and Natural Resources
Janet Kask, County Parks and Open Space
Bill Masters, County Sheriff
Ranee Reider, Colorado Department of Transportation
Lucas West, Colorado Division of Reclamation, Mining and Safety
Mike Cosby, Colorado Department of Public Health & Environment
Mark Caddy, Colorado Parks and Wildlife
Greg Ochis, Colorado State Land Board
Connie Clementson, US BLM-Tres Rios Field Office

FROM: John Huebner, Senior Planner

RE: Mining Special Use Permit- Alianza Klondike Basin Exploratory Drill Program

APPLICANT: Gabriel Sweet, Big Rock Exploration LLC

DATE: December 14, 2021

Please find the attached application submitted by the Gabriel Sweet for your review and comment. The County Planning Commission meeting date is Thursday, January 13, 2022. Please provide your review comments by January 4, 2022 to John Huebner, Senior Planner, johnh@sanmiguelcountyco.gov in the County Planning Department. Please contact the Planning Department if you have any questions.



Re: Agency Referral: SMC Mining Special Use Permit - Alianza Klondike Basin Exploratory Drill project

1 message

Bill Masters <billm@sanmiguelsheriff.org>

Tue, Dec 14, 2021 at 4:56 PM

To: John Huebner <johnh@sanmiguelcountyco.gov>

Cc: Mike Bordogna <mikeb@sanmiguelcountyco.gov>, Amy Markwell <amym@sanmiguelcountyco.gov>, Ryan Righetti <ryanr@sanmiguelcountyco.gov>, Starr Jamison <starrj@sanmiguelcountyco.gov>, Janet Kask <janetk@sanmiguelcountyco.gov>, Randee <randee.reider@state.co.us>, Lucas West - DNR <lucas.west@state.co.us>, Mark Caddy <mark.caddy@state.co.us>, greg.ochis@state.co.us, "Clementson, Connie" <cclementson@blm.gov>, gabe@bigrockexploration.com

John, I do not see an impact on the Sheriffs Office from this proposed drilling operation.

If approved I would like to know an approximate start and end date from the drilling operator so I can inform patrol deputies of the 24 hour activity in that area.

On Tue, Dec 14, 2021 at 4:09 PM John Huebner <johnh@sanmiguelcountyco.gov> wrote:

All,

Attached for your review and comment is an Application received from Gabriel Sweet, Big Rock Exploration for a San Miguel County Mining Special Use Permit for the proposed Mining Exploration for the purpose of exploring for copper in Klondike Basin on BLM land off County Road 23R and on a State Land Board parcel located at S16 T43N R16W The drill program proposed will involve the location of 20 drill pads, each measuring about 50 feet by 50 feet, 1 laydown, and the use of existing BLM and San Miguel County roads and trails. Please provide comments by January 4, 2022 and let me know if you have any questions. Regards,

For information about San Miguel County's response to COVID-19 (Coronavirus), please visit <https://www.sanmiguelcountyco.gov/590/Coronavirus>

John Huebner
Senior Planner
San Miguel County Planning Department
Office: (970)728-3083
www.sanmiguelcountyco.gov



--
Respectfully,
Sheriff Bill Masters

billm@sanmiguelsheriff.org
Direct 970.728.7948 | Cell 970.729-2025 | 24hr Dispatch 970.728.1911
Physical and Mailing Address 684 CR 63L | Telluride, CO 81435

Under the Colorado Open Records Act (CORA) all messages sent by or to me on this county-owned email account may be subject to public disclosure.



John Huebner <johnh@sanmiguelcountyco.gov>

Re: Agency Referral: SMC Mining Special Use Permit - Alianza Klondike Basin Exploratory Drill project

1 message

West - DNR, Lucas <lucas.west@state.co.us>

Tue, Dec 14, 2021 at 4:26 PM

To: John Huebner <johnh@sanmiguelcountyco.gov>

John,
Thanks for reaching out, as is typical DRMS will not be providing comments to this application and any concerns we have will be addressed through our application process. I've been in close contact with Mr Sweet on another project and will be working with him on this one as well. Thanks again,
Lucas

On Tue, Dec 14, 2021, 4:10 PM John Huebner <johnh@sanmiguelcountyco.gov> wrote:

All,
Attached for your review and comment is an Application received from Gabriel Sweet, Big Rock Exploration for a San Miguel County Mining Special Use Permit for the proposed Mining Exploration for the purpose of exploring for copper in Klondike Basin on BLM land off County Road 23R and on a State Land Board parcel located at S16 T43N R16W The drill program proposed will involve the location of 20 drill pads, each measuring about 50 feet by 50 feet, 1 laydown, and the use of existing BLM and San Miguel County roads and trails. Please provide comments by January 4, 2022 and let me know if you have any questions.
Regards,

For information about San Miguel County's response to COVID-19 (Coronavirus), please visit <https://www.sanmiguelcountyco.gov/590/Coronavirus>

John Huebner
Senior Planner
San Miguel County Planning Department
Office: (970)728-3083
www.sanmiguelcountyco.gov





VEGETATION CONTROL and MANAGEMENT DEPARTMENT

JULIE KOLB

December 29, 2021

Applicant: Gabriel Sweet, Big Rock Exploration LLC:
Klondike Basin Project

Dear Gabriel Sweet, Big Rock Exploration LLC:

In regards to the Vegetation/Weed Management Plan. County Roads 23R and P23 will be used as access routes with County Road 23R being the place for the laydown area for unused equipment.

The area mentioned has 5 species on the noxious weed lists. Including; Kochia, Russian Thistle, Russian Knapweed, Halogeton and Tamarix. Per the Stat of Colorado, Halogeton is a list C, and Tamarix, and Russian Knapweed are list B. Although Kochia and Russian Thistle are not actually listed on the State lists, they are a frequent problem, and are herbicide resistant in many cases. The state of Colorado designates list B species as control species, with the goal of not allowing them to go to seed and produce new infestations, and to reduce existing populations each year. Tamarix being a list C has less stringent requirements however, it is a frequent problem in this area and a species of concern which should not be allowed to spread. All of the above mentioned species reproduce by seed, and the seeds are easily scattered and moved by motor vehicles.

Washing the vehicles before entry and after each work day is a great step in weed management. However, this one mentioned weed control effort is not sufficient. There should also be herbicide controls in the spring and potentially the fall as well as some potential cutting of flowering shoots. My concern is also the laydown area, as these areas tend to be the places where a noxious weed infestation takes hold.

1120 Summit Street • Norwood, Colorado 81423 • (970) 327-0399 •
juliek@sanmiguelcountyco.gov

San Miguel County Vegetation Management requires that the revegetation seed mix come from either the BLM or San Miguel County. Any disturbance on the ROW that results in the increase of noxious weeds, will require corrective measures by the Vegetation Management Department, and payment for those services will be required by the applicant. On the county ROW, San Miguel County must be notified in advance of project operations so that weed control can take place, and also at the conclusion of the project so that weed control can take place.

The county roads used to access the site, must be returned to their pre-project status with regards to noxious weeds. Status will be determined by a site visit. When conditions permit in the spring Vegetation Management will conduct a weed survey on the County ROW to determine the status of any noxious weeds. Big Rock Exploration LLC will be provided a copy of this survey.

Thank you again!

Sincerely,

Julie Kolb
Vegetation Control Manager

Cc:



COLORADO

Parks and Wildlife

Department of Natural Resources

Montrose Service Center
2300 South Townsend Avenue
Montrose, Colorado 81401
P 970.252.6000 | F 970.252.6053

January 11, 2021

John Huebner
Senior Planner
San Miguel County Planning Department
P.O. Box 548
Telluride, CO 81435

Dear Mr. Huebner,

Thank you for your notification regarding the Mining Special Use Permit for the Alianza Klondike Basin Exploratory Drill Program. The applicant seeks a permit for mineral exploration of privately owned mining claims under public lands owned and managed by the Bureau of Land Management (BLM) and the State of Colorado. Drilling exploration activities as described by the applicant are largely surface level impacts and subsequent reclamation of drill pads is proposed.

Colorado Parks and Wildlife would like to offer the following comments for the exploratory process permitting currently being considered:

The Klondike Basin area is severe winter range for mule deer and elk. The area is also habitat for numerous species that include, but not limited to, mountain lions, bobcats, coyotes, cotton-tailed rabbits, jack rabbits, and numerous non-game species.

Severe winter range for deer and elk is identified by CPW as High Priority Habitat (HPH). Mule deer and elk use in this area is primarily during the winter months, starting around October 1 as the animals move onto the winter range until the end of April when migration to the summer range begins. During the winter, animals are more vulnerable to reduced body condition and fitness as a direct result of disturbance. This can impact individual animals and herd health. CPW consistently recommends no permitted or authorized human activities within these HPH areas from December 1 to April 30. Given the high animal use during this time frame, impacts to wildlife would be reduced if the drilling activities occur outside of this time frame. This time frame would also reduce the potential for motor vehicle/wildlife collisions for workers commuting to the work site.

As noted in the application, CPW leases the hunting rights on the Klondike Basin State Trust Land on behalf of public hunters to allow access to the parcel. The area receives a



considerable amount of hunter use during the big game and small game seasons from October 1 to the end of February. With consideration for the HPH recommendations and currently leased hunting access, CPW recommends an operational time frame of May 1 to September 30. This time frame would protect the currently leased hunting activity by avoiding the creation of additional human and mechanical disturbance which would displace animals from the area, reducing the value of the leased access. Additionally it would protect wildlife while they are in the HPH. If this time frame is not amenable to the permittee, CPW requests to be involved in further discussions regarding timing considerations.

Due to historic mineral exploration/extraction in the area, there are numerous tracks/trails that contribute to habitat fragmentation. The low yearly precipitation rate in addition to surface disturbance contributes to overall slow recovery of range health. CPW would suggest that creation of new roads be reduced as much as possible, and that any new routes are reclaimed. In consultation with Bureau of Land Management (BLM) and State Land Board (SLB), CPW suggests that reclamation of some of the redundant and dead end routes in the area might be included in the reclamation plan. CPW would also suggest that Alianza place signs on all reclaimed trails that indicate motor vehicle use is prohibited due to vegetative reclamation.

CPW would also appreciate the opportunity to review the proposed reclamation seed mixture. As the area is winter range for mule deer who are primarily browsers, the presence of shrubs suitable for the climate would be advantageous.

Again, CPW thanks you for the opportunity to comment on such land use actions that have direct impact on our natural resources. If you have any questions, please feel free to contact District Wildlife Manager Mark Caddy at 970-209-2368.

Sincerely,



Mark W. Caddy
Norwood District Wildlife Manager
Colorado Parks and Wildlife
P.O. Box 532
Norwood, CO 81423
970-209-2368
mark.caddy@state.co.us



Re: Alianza Klondike Basin Project

1 message

Julie Kolb <juliek@sanmiguelcountyco.gov>

Tue, Jan 11, 2022 at 11:59 AM

To: John Huebner <johnh@sanmiguelcountyco.gov>

Hi John

Here is a copy of the email I received from the BLM regarding standards for reclamation on the Klondike project. I don't find it completely clear, but wanted to send it to you. FYI.

First thanks for reaching out to us. I will let you know that we have been in contact with this operator regarding this project but we just received their exploration proposal within the last week or so.

Regarding your two question here is our responses:

1. Seed Mix - we normally wait to see exactly where the drill holes will be located before we generate a seed mix. I don't believe we have a map yet of the locations of where the drilling will occur. So if you're looking for a specific seed mix prior to this meeting, I suggest we wait and hear their proposal and then we can response with the correct mix or mixes based on the locations. WE can just let them know that they will be receiving the seed mix from us prior to the disturbance and reclamation.
2. What is the BLM's desired reclamation status for existing primary inventory roads? I'm not sure I quite understand the question. However here is what usually happens with these exploration project roads. Normally roads are not constructed as the rigs are mounted on trucks and they can just drive overland to the locations. This is granted by BLM under the Casual Use regulation. However there are certain times that we will not allow this based on certain factors. Again we need to see where they intend to drill the exploratory wells. If blading a road is necessary then we would require the operator to blade the area with a known width and they would need to stockpile the topsoil. Once the drilling is completed they would be required to spread the topsoil back on the disturbance and then it would be seeded. This is also required for the well pads as they normally blade the pad to get a level surface. Your question regarding primary existing inventory roads we would not require the operator to reclaim these road. Now if they modify an existing road in any way we would have then reclaim any new disturbance. If the question is about maintenance of these roads then it depends on if it is a public road or not. If it is a public road and under the county's system then this would be up to the county. If it is a BLM numbered road and they cause excess disturbance then we would require them to correct it.

Hopefully this addresses your questions but if not please contact me and we can get you what you need.

Thanks

Chris

Thanks

Julie

On Thu, Dec 30, 2021 at 9:48 AM John Huebner <johnh@sanmiguelcountyco.gov> wrote:

Julie,

I do not have a copy of the BLM or DRMS reclamation standards. I am copying the applicant on this email (Gabriel Sweet) requesting that he send us a copy of the reclamation standards if he has one. Regards,

For information about San Miguel County's response to COVID-19 (Coronavirus), please visit <https://www.sanmiguelcountyco.gov/590/Coronavirus>

John Huebner
Senior Planner
San Miguel County Planning Department
Office: (970)728-3083
www.sanmiguelcountyco.gov



On Wed, Dec 29, 2021 at 10:59 AM Julie Kolb <juliek@sanmiguelcountyco.gov> wrote:

Hi John

Janet forwarded my email to you but I also wanted to clarify. I need to know the desired reclamation status for SMC. Also this is on federal lands, so is the reclamation standards only applicable to CR 23R and P23 to the area considered in the ROW?

The area of the project is in an area with minimal vegetation. However it is also an area which does need weed control, and more vegetation to be established. In order to recommend a bond establishment I would need to either establish standards or know what the current ones are. I do have a call out to the BLM to get their standards so the county is on the same page. However if you have the BLM standards already please forward them to me.

Thank you
Julie

--

Julie Kolb

San Miguel County Vegetation Management

Juliek@sanmiguelcountyco.gov

--
Julie Kolb



Vegetation Control & Management
1120 Summit Street | Norwood, CO 81423
Phone: 970-327-0399 Fax: 970-327-4090

Juliek@sanmiguelcountyco.gov



Klondike Basin comment letters

1 message

Kaye Simonson <kayes@sanmiguelcountyco.gov>
To: Connie Clementson <cclementson@blm.gov>
Cc: John Huebner <johnh@sanmiguelcountyco.gov>

Thu, Jan 13, 2022 at 3:17 PM

Connie,

The comment letters we have received are attached. I think I got all of them. If you have any questions, please let John or me know. Thanks.

--

For information about San Miguel County's response to COVID-19 (Coronavirus), please visit <https://www.sanmiguelcountyco.gov/590/Coronavirus>

Kaye Simonson, AICP
Planning Director
San Miguel County Planning Department
Office: (970)369-5436
Cell: (970)729-9929
www.sanmiguelcountyco.gov



5 attachments

- CDRMS Comments 12.14.21.pdf**
109K
- SMC Vegetation Comments 1.6.22.pdf**
181K
- CPW Comments 1.11.22.pdf**
160K
- SMC Sheriff Comments 12.14.21.pdf**
196K
- INFORM and SMA Comments 1.6.22.pdf**
344K



Re: [EXTERNAL] RE: Alianza Klondike Basin Drill Program - Field Review Follow Up

1 message

John Huebner <johnh@sanmiguelcountyco.gov>

Tue, Feb 15, 2022 at 11:54 AM

To: "Blair, James J" <jblair@blm.gov>, "Krassin, Chris L" <CKrassin@blm.gov>

Cc: Ryan Righetti <ryanr@sanmiguelcountyco.gov>, Kaye Simonson <kayes@sanmiguelcountyco.gov>, Gabriel Sweet <gabe@bigrockexploration.com>

James,

San Miguel County Planning Department staff, subject to the SMC Road and Bridge Director's approval of this location change within the gravel pit utilized by the county, prefers that Alianza utilize the gravel pit location for the project laydown area. It is further out of the public eye in this location and will also not damage the reclamation in progress at the location viewed on the site visit. Regards,

For information about San Miguel County's response to COVID-19 (Coronavirus), please visit <https://www.sanmiguelcountyco.gov/590/Coronavirus>

John Huebner
Senior Planner
San Miguel County Planning Department
Office: (970)728-3083
www.sanmiguelcountyco.gov



On Tue, Feb 15, 2022 at 10:58 AM Gabriel Sweet <gabe@bigrockexploration.com> wrote:

Thank you, James. This information will be included in the amendment to the SMC SUP app that I am working on currently. It will also be included in the NOI.

John and Ryan, for the sake of simplicity, please confirm that SMC is OK with this change. Similarly, is there an area of the pit that SMC does not anticipate using regularly next season? I will default to your operational requirements to help identify and cordon off a reasonable spot in the pit that will not interfere with your future usage.

Thanks as always.

Cheers,
gabe

From: Blair, James J <jblair@blm.gov>
Sent: Tuesday, February 15, 2022 11:53 AM
To: Gabriel Sweet <gabe@bigrockexploration.com>; Krassin, Chris L <CKrassin@blm.gov>
Subject: Re: [EXTERNAL] RE: Alianza Klondike Basin Drill Program - Field Review Follow Up

Hi Gabe,

If San Miguel County is okay with you using portions of the floor of the Klondike Pit as a laydown area, we would not have a problem with it, so long as it doesn't interfere with their operations. Please include with your plan a map showing the location/dimensions within the pit that you propose to use, and an email from San Miguel County stating that they agree to the arrangement. The boundary between the Alianza laydown area should be clearly delineated to keep it separate.

James Blair
Geologist

Tres Rios Field Office
Bureau of Land Management
29211 Highway 184

Dolores, CO 81323

(970) 882-1135 (desk)

(970) 749-6714 (cell)

From: Gabriel Sweet <gabe@bigrockexploration.com>
Sent: Thursday, February 10, 2022 8:51 AM
To: Blair, James J <jblair@blm.gov>; Krassin, Chris L <CKrassin@blm.gov>
Subject: [EXTERNAL] RE: Alianza Klondike Basin Drill Program - Field Review Follow Up

This email has been received from outside of DOI - Use caution before clicking on links, opening attachments, or responding.

Good morning, James and Chris,

Following up on the email below (specifically item number 7), does BLM have any objection to relocating our laydown area to the existing gravel pit? Doing so would resolve multiple outstanding concerns:

1. We would not be impacting areas already under reclamation via the TriState project
2. It would avoid new impact for the project (no leveling, clearing, grubbing, etc. required)
3. The location within the quarry is presumably more secure and out of site of the public if/when they access Klondike Basin via CR23R

In speaking with the SMC Road and Bridge, Ryan noted that he was fine with this change. Activity within the pit could be managed via regular communications with SMC R&B during drill program activities. Signage along the access route to/from the pit would be utilized as well to inform traffic.

Thoughts or concerns on this proposal?

Cheers,

Gabe

From: Gabriel Sweet
Sent: Wednesday, February 2, 2022 8:44 AM
To: John Huebner <johnh@sanmiguelcountyco.gov>; Kaye Simonson <kayes@sanmiguelcountyco.gov>; Starr Jamison <starrj@sanmiguelcountyco.gov>; Ryan Righetti <ryanr@sanmiguelcountyco.gov>; Julie Kolb <juliek@sanmiguelcountyco.gov>; Troy Hangen <troyh@sanmiguelcountyco.gov>; Blair, James J <jblair@blm.gov>; ckrassin@blm.gov
Cc: Jason Weber <jweber@alianzaminerals.com>; Rob Duncan <rduncan@alianzaminerals.com>
Subject: Alianza Klondike Basin Drill Program - Field Review Follow Up

Good morning, all,

Thank you to everyone who attended the field meeting last Thursday on site. It was a pleasure to meet you all in person and an excellent opportunity for me to get a better sense of some of the requirements and conditions that San Miguel County and BLM will require of the project.

To make sure we are all on the same page moving forward, the following points of clarification and/or modification of the existing SMC SUP and current draft of the BLM and State NOIs will be incorporated moving forward:

1. SMC has requested that hunting season restrictions for the entirety of the project area be recognized (state section and BLM ground). The window of seasonal operation is thus May 1st to September 30th
2. Discussion on proximity of project operations to existing road networks (BLM and SMC): both BLM and SMC Road and Bridge request that operations on and/or proximal to the road be limited. Alianza concurs with this request from a safety and project security standpoint, and will be adjusting drill pad placement outside of (beyond) the 25 foot ROW from center line on project SMC roads. A temporary spur (~25 feet long) from existing roads will be used to access drill pads.
3. Per discussion with BLM, the current road inventory with respect to "existing roads" for impact calculation purposes is as follows: if it does not exist in the inventory, then it cannot be considered existing impact. The only change to current project impact calculations will be for pad PDH G
4. Consideration of drill pad sizes; BLM noted that pad sizes need to account for ALL IMPACT, including stockpiling of topsoil for reclamation purposes. Drill pad size may expand to a maximum dimension of 60x60 feet (from 50x50) to accommodate additional placement needs for stockpiled soils, parking ,etc. Alianza will consider this in the recalculation of project impacts moving forward.

5. Consideration of new temporary road widths; BLM noted that temporary road widths need to account for all impact, not just driving surface. The nominal road width may be adjusted to 15ft (from 12ft) to accommodate earthen safety berms, water management features, and local borrow pits as needed. Alianza will consider this in the recalculation of project impacts moving forward.
6. ACEC location will need to be confirmed for the project area, specifically with respect to the proposed laydown location.
7. The proposed laydown location is within an area recently reclaimed (or undergoing reclamation) by TriState. Rather than re-disturb reclaimed ground, Alianza may request the use of a corner of the county gravel pit for project materials staging. Per communications with SMC Road and Bridge, this will need to be a conversation with BLM.
8. Improvement to the roadbed of existing roads (e.g., CR23R) for the project do not constitute new impact if within the existing impact footprint of the road. Alianza will consider this in the recalculation of project impacts moving forward.
9. SMC requests that improvements and associated water control features are constructed in a manner so as to avoid future maintenance (e.g., no culverts). This ensures that the area can gradually return to natural conditions, and that SMC will not have any outstanding maintenance to perform once Alianza reclaims the project area.
10. Noxious weed mitigation; Julie Kolb (SMC) will be conducting a more detailed noxious weed survey in the near future and will help develop a treatment and management plan with Alianza moving forward.
11. Pace of reclamation was discussed with SMC on site. More specifically, Alianza intends to conduct phase 1 drilling this year (2022), with options for follow up drilling within the confines of the proposed drill program footprint for years 2 and 3 of the SMC Special Use Permit. Alianza will keep drill pads open until a decision is made regarding project progress and/or needs for follow up drill holes from existing pads. However, permanent abandonment of drill holes will occur immediately after completion (in accordance with state regulations). Similarly, sumps will be filled once they have drained, and the drill pads stabilized prior to the end of the drill season.
12. SMC Road and Bridge will receive a scope of work from Alianza detailing the above operational parameters as they relate to the SMC road network. Road and Bridge will require the following permits:
 - a. Construction permit (for existing road improvements)
 - b. Access permit (for creation of temporary access "off shoots" from existing roads)

Thank you again for your attention, and please let me know if I've missed anything, including others that should be receiving this email.

Cheers,

Gabe

Gabriel Sweet, MSc, PG

Senior Geologist

Big Rock Exploration, LLC

1620 Central Ave NE, Ste 104

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P: 781-715-5016

www.bigrockexploration.com

NOTICE: This e-mail and any attachments is covered by the Electronics Communications Privacy Act, 18 U.S.C. 2510-2521 and may be privileged, confidential or contain trade secret information. If this e-mail was sent to you in error, please notify me immediately by either reply e-mail or by phone at (781) 715 5016 and please do not use, disseminate, retain, print or copy the e-mail or its attachment.

January 6, 2022

San Miguel County Planning Commission
333 W Colorado Avenue
Telluride, Colorado 81435
cc: John Huebner, senior planner, San Miguel County
via email to johnh@sanmiguelcountyco.gov

Re: Klondike Basin Mining Special Use Permit, Alianza Minerals

Dear Members of the San Miguel County Planning Commission:

Thank you for the opportunity to review the mining special use application from Alianza Minerals Ltd. These comments are submitted on behalf of Sheep Mountain Alliance and the Information Network for Responsible Mining. We learned of the application very late and appreciate the effort by your staff to pass along comments from our organizations for your consideration. We are also appreciative of the overall opportunities to increase public participation in mining reviews in San Miguel County's West End and the Land Use Code amendments that make this public review possible.

Klondike Basin is a treasured little spot that stands out amidst the spectacular West End and its embarrassment of riches that are provided in natural form. First and foremost, we encourage you to require the mitigations necessary to protect this treasure from the permanent impacts of mineral exploration and mining. Alianza has proposed drilling on both BLM lands and on state trust land, and mitigations and other permit conditions imposed by San Miguel County are binding upon the permittee in accordance with BLM and Colorado State Land Board policy when such mitigations go beyond the requirements of state or federal law. Thus, local concerns that are addressed by the County Planning Commission should be respected and enforced by other agencies. There are three significant issues to address should mining activities proceed in Klondike Basin: the impacts to wildlife, impacts to recreation and public lands users, and potential environmental impacts and off-site damage.

The proposed exploration sites neighbor the Dry Creek Basin State Wildlife Area and are adjacent to the BLM Wild Horse Management Area for the Spring Creek herd. The horse management area partially overlaps the state trust parcel on the southeastern boundaries (see enclosed BLM map). Because the herd is treasured by county residents and it faces numerous pressures, we request that exploration activities be prohibited within the boundaries of the horse management area as a means to reducing conflicts and impacts. Klondike Basin is home to numerous species of wildlife, notably the sage thrasher and sage sparrows, as well as montane species such as black-throated grey warblers and flycatchers, reflecting the basin's especially valuable border zone habitat of pinyon-juniper woodlands and sagelands. The general exploration area contains severe winter range for elk, and is home to large populations of mule deer and pronghorn, not to

mention cattle grazing by a local rancher. Disappointment Valley is part of the Disappointment Creek Elk Herd, as identified by Colorado Parks and Wildlife (CPW). This elk herd has experienced steadily declining calf to cow ratios since 2006. Maintaining severe winter range is critical to this important Southwest Colorado elk herd. Other species found in the basin are raptors, lion and bobcat. In order to minimize disturbances to big game and other wildlife, it would be best to restrict mining activities during winter.

Klondike Basin is also utilized by the public for its trails and hunting, and especially in the fall months, for camping. As a side canyon to Disappointment Valley, it provides respite from the heat of the valley and has marvelous rocks. It would be a tremendous loss to the burgeoning recreation economy in the West End should Klondike Basin be lost to future mining, and its highest and best value with the most public benefit is found in recreation rather than extraction.

Off-site damages from stormwater events and waste disposal must be seriously considered in the permit conditions. Klondike Basin includes mixed habitat zones and soils that are easily disturbed and eroded. Strict erosion and sediment controls should be utilized in order to prevent the release of any contaminants into Disappointment Creek, where all stormwater runoff from Klondike Basin reports. In the natural conditions of Disappointment Valley, sediments can travel very quickly over long distances, ultimately increasing the sediment- and selenium-loading into the Dolores River and impacting water quality downstream. Although stormwater controls at permitted mines in Colorado are generally designed to withstand 100-year flood events, they have proven to be insufficient to prevent the off-site deposition of sediments. For example, at the Sunday Mine complex in Big Gyp Valley in 2014, just a few months after improvements to storm water controls (berms, ditches, and overflow basins) were upgraded and completed, a fast-moving stormburst overwhelmed the mines and resulted in significant erosion of the waste piles, deep rilling on their banks, and overflows of mine waste onto the valley floor; this was *not* a 100-year flood event, but rather a run-of-the-mill storm, albeit a strong one.¹ The permittee should be required to provide sediment fencing around drill pads, mud pits, and any disturbed areas during the drill. At a minimum, provisions for a monitoring plan, lined mud pits, and off-site disposal of cuttings and other waste, which could potentially include radioactive contaminants or materials with acid-generating potential, should be required. Hazardous substances used for mining activities – such as diesel – should be stored onsite only when secondary containment structures are also in place, in order to prevent damage to the surface from spills and leaks. We encourage you to require the best management practices that are appropriate for the drill sites in order to minimize any impacts to the watershed and to restore the area once exploration is completed.

¹ See Division of Reclamation, Mining & Safety inspection reports for Sunday Mine following this event, available in permit database here: https://dnrweblink.state.co.us/drms/0/edoc/1046888/2014-08-05_INSPECTION%20-%20M1977285.pdf?searchid=9c1b8d75-d3ae-48f4-9bcc-d4d5421ce371 and here: https://dnrweblink.state.co.us/drms/0/edoc/1052126/2014-10-10_INSPECTION%20-%20M1977285.pdf?searchid=9c1b8d75-d3ae-48f4-9bcc-d4d5421ce371

It is unclear why such extensive road development needs to occur, and under no circumstances should new or existing roads be left in an improved condition beyond their current state. Road development in Klondike Basin will have a negative impact on the public's ability to enjoy the lands and will change the primitive character of the canyon as it currently exists. The permittee should also be prohibited from disturbing or destroying any long-lived woody species, as their restoration after the fact would be difficult or impossible to achieve, considering the long-term drought conditions the region is experiencing. Any degradation of existing pinyon-juniper woodlands would be unfortunate, and during reclamation, the permittee should be required to re-seed with sage, pinyon and juniper in addition to (and not instead of) other native flora species.

In addition, before any surface disturbances occur, it would be prudent to inventory any cultural or historic resources that may be present in the project area, since archeological resources are widely dispersed in the West End, petroglyph sites and camps are nearby, and Klondike Basin itself was likely utilized by historic peoples.

San Miguel County owns and operates a small gravel mine just uphill from Klondike Basin, and through the years, we have had no concerns about mismanagement or neglect of the property; in fact, it has always appeared to have been taken care of in a serious and responsible manner, despite its lack of activity and use, and to have minimized impacts on Klondike Basin itself. We request that Alianza Minerals be subject to the same good housekeeping standards demonstrated by the San Miguel County Road and Bridge Department, and that the permittee be encouraged to be especially diligent in its care for the landscape should the application be approved.

Lastly, it is impossible to separate the approval of mineral exploration activities in Klondike Basin from the future possibility of a developed mine in Klondike Basin, despite the line of demarcation between an exploration permit and a mining permit. Again, we see recreation and grazing as the highest and best use for the basin, and mining is incompatible with those uses because of its exclusive dominance and permanent degradation of the landscape. If you don't want to get to the point where there is active mining in Klondike Basin – along with its associated waste dumps, roads, use of explosives, truck traffic and haulage, habitat fragmentation, and exclusion of other ways to responsibly enjoy and use the land – then we encourage you to nip it in the bud now by denying this application.

Thank you again for the opportunity to comment.

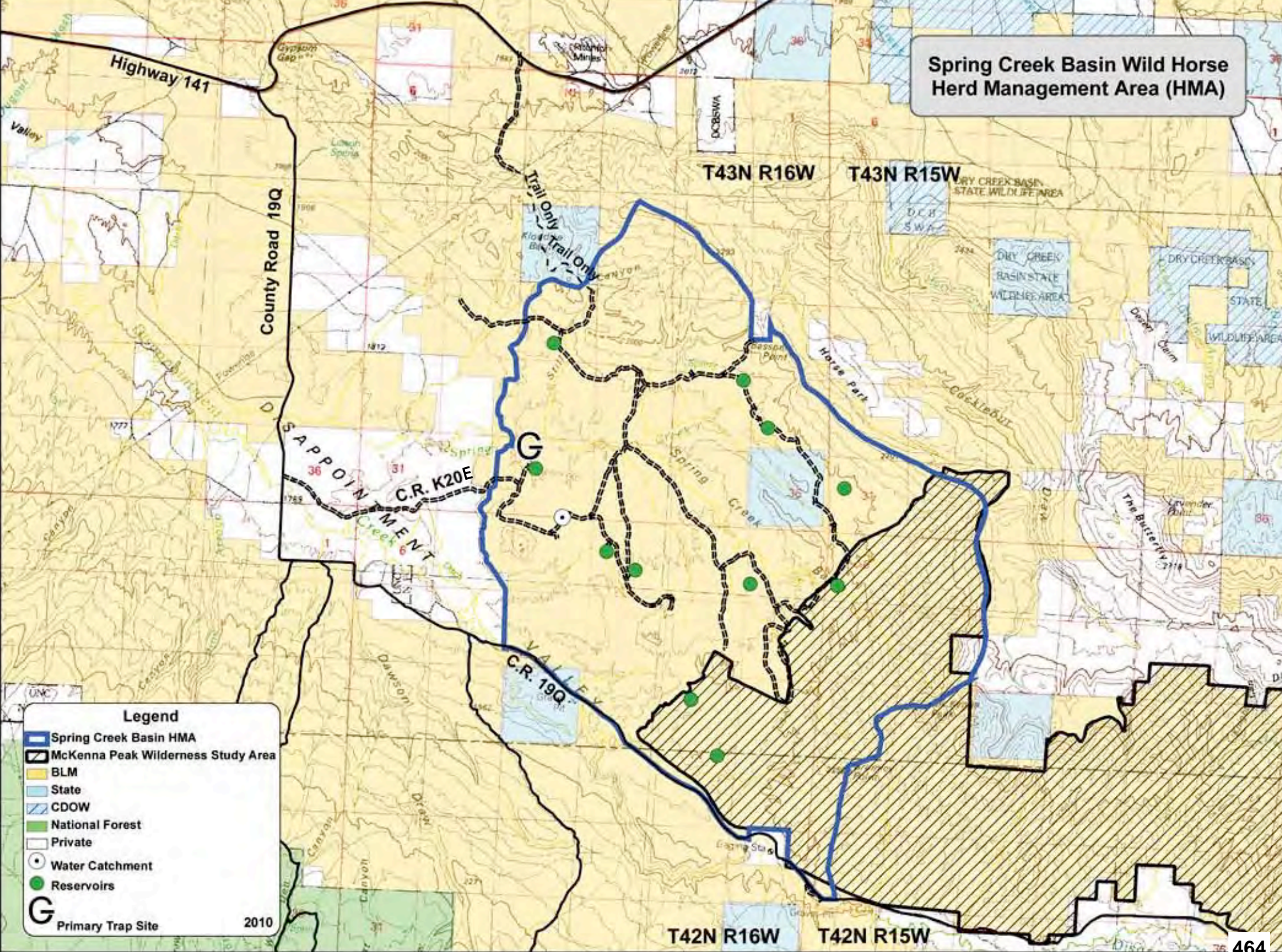
Respectfully submitted,

Mason Osgood
Executive Director
Sheep Mountain Alliance
P.O. Box 389
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(970) 728-3729
mason@sheepmountainalliance.org

Jennifer Thurston
Executive Director
Information Network for Responsible Mining
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Broomfield, CO 80023
(303) 586-1437
jennifer@informcolorado.org

Spring Creek Basin Wild Horse Herd Management Area (HMA)



Legend

- Spring Creek Basin HMA
- McKenna Peak Wilderness Study Area
- BLM
- State
- CDOW
- National Forest
- Private
- Water Catchment
- Reservoirs
- Primary Trap Site

2010



March 14th, 2022

San Miguel County Board of County Commissioners
333 W Colorado Avenue Telluride,
Colorado 81435

cc: John Huebner, senior planner, San Miguel County via
email to johnh@sanmiguelcountyco.gov

Re: Klondike Basin Mining Special Use Permit, Alianza Minerals

Dear Members of the Board of County Commissioners

Thank you for the opportunity to review the mining special use application from Alianza Minerals Ltd. These comments are submitted on behalf of Sheep Mountain Alliance and the Information Network for Responsible Mining. We are appreciative of the overall opportunities to increase public participation in mining reviews in San Miguel County's West End and the Land Use Code amendments that make this public review possible.

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winter range for elk, and is home to large populations of mule deer and pronghorn, not to mention cattle grazing by a local rancher. Disappointment Valley is part of the Disappointment Creek Elk Herd, as identified by Colorado Parks and Wildlife (CPW). This elk herd has experienced steadily declining calf to cow ratios since 2006. Maintaining severe winter range is critical to this important Southwest Colorado elk herd. Other species found in the basin are raptors, lion and bobcat. In order to minimize disturbances to big game and other wildlife, it would be best to restrict mining activities during winter.

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¹

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[05_INSPECTION%20-%20M1977285.pdf?searchid=9c1b8d75-d3ae-48f4-9bcc-d4d5421ce371](https://dnrweblink.state.co.us/drms/0/edoc/1052126/2014-10-10_INSPECTION%20-%20M1977285.pdf?searchid=9c1b8d75-d3ae-48f4-9bcc-d4d5421ce371) and here:
https://dnrweblink.state.co.us/drms/0/edoc/1052126/2014-10-10_INSPECTION%20-%20M1977285.pdf?searchid=9c1b8d75-d3ae-48f4-9bcc-d4d5421ce371

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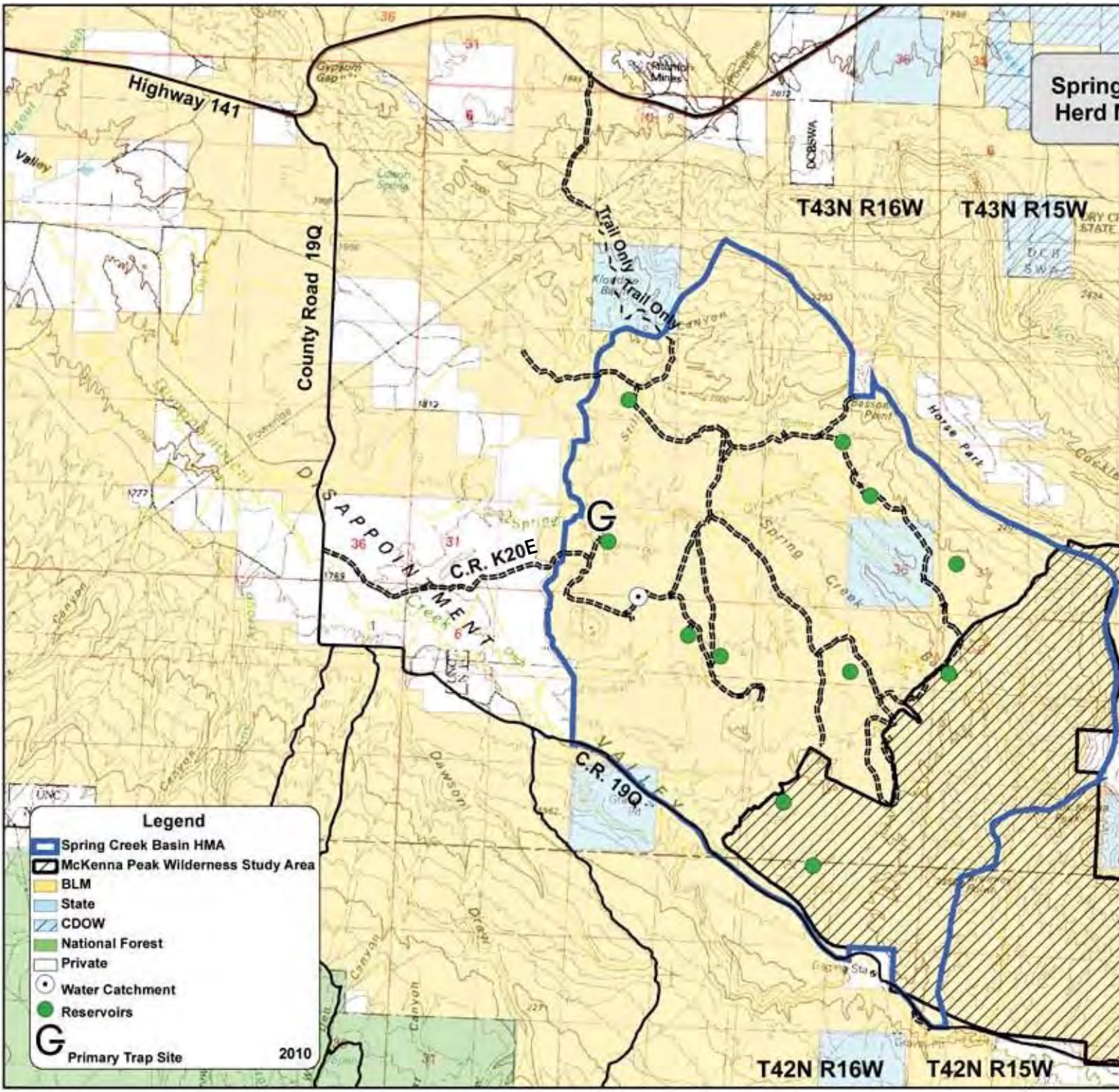
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Thank you again for the opportunity to comment.

Respectfully submitted,

Mason Osgood
Executive Director
Sheep Mountain Alliance
P.O. Box 389
Telluride, CO 81435
(970) 728-3729 mason@sheepmountainalliance.org

Jennifer Thurston
Executive Director
Information Network for Responsible Mining
2205 W. 136th Ave. Ste. 106-311
Broomfield, CO 80023 (303)
586-1437
jennifer@informcolorado.org



Spring Herd I

T43N R16W T43N R15W

STATE

D.C.B. S.W.A.

Horse part

VALLEY

C.R. 19Q

Spring Creek

VALLEY

C.R. 19Q

VALLEY

C.R. 19Q

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VALLEY

C.R. 19Q

20mar22

San Miguel Board of Commissioners
San Miguel County
Colorado

Re: Alianza permit request

Dear Commissioners:

Thank you for continuing the public hearing on this proposal as I requested.

After several years of health challenges, I'm finally feeling able to focus outside myself again. I have a number of comments and questions after getting up to speed on the Alianza proposal. Rather than having to take up a lot of meeting time, I'm glad to be able to pose these comments and questions to the board on the record via email beforehand. I hope the County and the company will be able to provide clear answers and that the comments may be useful to both entities. Thank you.

Question #1: For Mr. Sweet. You mentioned peanut oil being used in machinery lubricants in some instances. Can we get that to be in all instances on this drilling project, to be sure that disposed wastes don't include petrochemicals? Or can you give us an outline of what percentage of lubricants will be peanut oil-based? And can we get assurances that discarded lubricant-soiled rags or other waste products aren't tossed into the pits that will be created but will be disposed of properly?

Question #2: For Mr. Sweet. Can you give me a range of acres that could be disturbed if a mine is placed out in Klondike Basin – the amount of acreage possible for the smallest economical tunnel mine and the acreage that would be needed for a full-blown open pit mine including site facilities, parking, etc. I would be helpful to have locations from other places as examples.

Question #3: I didn't hear any mention of Bald Eagles, but I remember the BLM being upset with us running the gravel pit above Klondike Basin. Does the wildlife closure times protect the Bald Eagles?

Comment #1: I'm happy to see the Board continuing our tradition of being open to responsible mining proposals, since this County has had a long association with mining, both hard rock and uranium. At the same time, I know the Board has to balance that history with the strong environmental ethic of East End citizenry, exemplified by the extraordinary preservation of the Valley Floor at the cost of \$50 million. I thought Mr. Sweet of Big Rock Exploration did a good job at the first public hearing of helping County leaders and citizens understand the permit application. Environmental concerns seemed to be at the forefront of the proposed Klondike Basin Drilling proposal, as they appropriately should be.

Comment #2: I heard no discussion of rare and endangered plants and lichen in the region of this proposal. I myself have collected rare varieties of lichen with a Univ. of Utah lichenologist a dozen years ago in the general vicinity of this project. Chile has a requirement that any project on public land has to be investigated for flora, fauna and funga. While that may not be in our current regulations, I would ask the Board to consider making that a requirement in San Miguel County. In addition, again in the general vicinity of this project, I have photographed examples in the past of two rare and endangered plants: *Astragalus naturitensis* (Naturita milkvetch) G2G3¹ and *Oreocarya revealii* (Gypsum Valley cat-eye) G2¹. I suspect there may be others in the area that are listed in the Colorado Rare Plant Guide². I would call for quick review by a Colorado Natural Heritage Program botanist (or any competent botanist) to investigate the proposed sites before drilling for any instances of rare and endangered lichen and plants, to be sure none are impacted by the drilling pads or road improvements and temporary construction/permanent revegetation.

Comment #3: Given the very close vote on the CPC approval of the application, it was of concern that staff made the decision to accept the amended application without sending it back to the CPC.

Comment #4: Along with Commissioner Cooper, I share the concern that San Miguel County ought to have its own bonding mechanism that transfers to any new owner with a sale of the Klondike claim that Alianza currently has. Too often we've seen irresponsible companies sell off assets and the people get stuck with cleanup. It was interesting that in the Standard Materials public hearing presentation following the Alianza public hearing that they noted that they didn't reclaim their bond until all entities signed off on it. Is there a way to make San Miguel County approval required for any return of bond monies to the company. To that end, I would like to see bond monies held until full cleanup is done, not based on an arbitrary time limit for the bond to be held.

Comment #5: Given how hard it is to revegetate in this area, I would like to see Alianza using a seed mixture that meets CPW's Mark Caddy's concern for bushes for deer browse as well as a reveg mix specific for the soil types disturbed that meets County preferences, not just BLM's seed mix. Hopefully native plant seed will be the whole or at least the majority of the reveg seeding program.

Comment #6: I hope the Board is moving towards updating the County Land Use Code which has long been in need of revision regarding mining. Given the current push for metals to meet our new energy systems, the County needs to be prepared for more applications.

Thank you for considering my comments and hoping to get my couple of questions answered.

Art Goodtimes
San Miguel Green Party
970-729-0220

Footnotes:

#1/ Colorado Natural Heritage Program

<https://cnhp.colostate.edu/rareplants/definitions.asp>

GLOBAL RANK (G): based on range-wide status of a species

- G1 Critically imperiled globally because of extreme rarity (5 or fewer occurrences, or very few remaining individuals), or because of some factor of its biology making it especially vulnerable to extinction. (Critically endangered throughout its range).
 - G2 Imperiled globally because of rarity (6 to 20 occurrences) or because of other factors demonstrably making it very vulnerable to extinction throughout its range. (Endangered throughout its range).
 - G3 Vulnerable throughout its range or found locally in a restricted range (21 to 100 occurrences). (Threatened throughout its range).
 - G4 Apparently secure globally, though it might be quite rare in parts of its range, especially at the periphery.
 - G5 Demonstrably secure globally, though it may be quite rare in parts of its range, especially at the periphery.
 - GX Presumed extinct
 - GQ Indicates uncertainty about taxonomic status.
 - GU Unable to assign rank due to lack of available information.
 - G? Indicates uncertainty about an assigned global rank.
 -
- #2/ https://cnhp.colostate.edu/rareplants/list_location.aspx?GeoScaleID=3



AGENDA ITEM 14a

TITLE:

Consideration of the approval to waive the usage fees for the use of the Norwood Fairgrounds - hosting of the Drunk Driving Prevention Program./MOTION

Presented by: Mike Bordogna, County Manager

Time needed:

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[BOCC Memo - Mock DUI Crash \(1\).pdf](#)

Description:

DATE: March 24, 2022
TO: Board of County Commissioners
Mike Bordogna, County Manager
FROM: Janet Kask, Dir., Parks & Open Space
RE: County Fairgrounds - Fee Waiver Request

The Norwood School District has scheduled a Mock DUI Crash in the Outdoor Arena at the County's Fairgrounds & Regional Park in Norwood on Monday, April 18th from 8:30-10:00 a.m. Expected attendance is approx. 200 people, consisting of students, parents, teachers, and the general public. The students in attendance will be 7th-12th graders from both Norwood and the Nucla/Naturita schools. The groups involved in this event are the Norwood Fire Protection District, EMT services, law enforcement services, ambulance services, Judge and DA (mock trial), and the Crippin Funeral home (mock funeral).

A mock DUI crash will take place with student actors and EMT's, ambulances, law enforcement, etc. will respond in real time. There will be a student fatality and a helicopter will fly in to remove the critically injured. EMT's and ambulances will attend to the other injured parties. An investigation will also take place and law enforcement will take away the "guilty party" in handcuffs. A mock sentencing trial involving a Judge and the DA from Montrose and other guest speakers will take place at the school. A funeral reenactment will follow complete with a coffin, flowers and a hearse. A safety expo will follow and counselors will be on hand to help those students feeling the impacts of this intense mock event. The event will end at 2:30 p.m.

The Norwood School District typically schedules this event every 3 years, as it is very involved and timing is set based upon a goal of getting every student to be able to attend it at least once while they are in middle or high school. This event was canceled in 2020 due to COVID.

This is a public educational event for youth warning of the dangers of drunk driving and all groups are donating their services to the Norwood School District. The facility fee for the County's Fairgrounds totals \$120.00, which includes reservations for 3 days - set-up, the actual event and breakdown (a total of 20 hours). I respectfully request the BOCC waive this fee in support of this educational event sponsored by the Norwood School District. The Fairgrounds User's Guide stipulates fee waivers need to be approved and granted by the BOCC.

Please let me know if you have any questions and/or require additional information. Thanks.



AGENDA ITEM 14b

TITLE:

Update and other, as needed.

Presented by:

Time needed:

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

Description:



AGENDA ITEM

TITLE:

Discussion of the Alpine Loop Backcountry Byway.

Presented by: Hilary Cooper, Commissioner

Time needed:

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[Alpine Loop Backcountry byway.pdf](#)

Description:



Re: Fw: Alpine Loop Backcountry Byway LOI

1 message

Mike Bordogna <mikeb@sanmiguelcountyco.gov>
To: Hilary Cooper <hilaryc@sanmiguelcountyco.gov>
Cc: Carmen Warfield <carmenw@sanmiguelcountyco.gov>

Mon, Mar 28, 2022 at 10:16 AM

Sounds good Hilary, I think the letter attached under your updates makes sense. Thanks, Mike

On Sun, Mar 27, 2022 at 10:40 AM Hilary Cooper <hilaryc@sanmiguelcountyco.gov> wrote:
Please see attached Letter of Intent that Hinsdale submitted on Friday for a National Scenic Byway Grant for the High Alpine Loop (part of which is a National Scenic Byway).

San Miguel County is listed as a "Cooperating or Partner entity".

I do not believe we need a letter of support at this time, but wanted to have some time on Wed at the BOCC meeting to give the board & staff a heads up. Our Alpine Loop Group is meeting on Thursday so I will know more then.

Please include the Letter of Intent in my update section? I don't think the email is needed - it might create confusion.

Thanks! Hilary

Hilary Cooper
San Miguel County Commissioner - District 1



970-728-3844 Office
970-369-5430 Direct Line
<http://www.sanmiguelcountyco.gov/>

----- Forwarded message -----

From: **Kristie Borchers** <district2@hinsdalecountycolorado.us>
Date: Fri, Mar 25, 2022 at 9:11 PM
Subject: Fw: Alpine Loop Backcountry Byway LOI
To: Ben Tisdal <btisdal@ouraycountyco.gov>, Hilary Cooper <hilaryc@sanmiguelcountyco.gov>, commissioner.lashley@sanjuancolorado.us <commissioner.lashley@sanjuancolorado.us>, Wellman, Chad A -FS <chad.wellman@usda.gov>, Gantt, Garth -FS <garth.gantt@usda.gov>, jlovelac@blm.gov <jlovelac@blm.gov>, jkaminsky@blm.gov <jkaminsky@blm.gov>

[*** This email originated from outside Hinsdale County - PLEASE USE CAUTION OPENING LINKS, ATTACHMENTS OR REPLYING ***]

Hello, guys. Thanks for all the conversations today. Here is our Alpine Loop letter of intent along with my email to Lenore so you can see how I estimated costs to get to that total-guess total. We have seven weeks now to work on the actual grant application. I was only tracking the April 4th date, not the earlier one (which is actually TODAY!)

I know there are a lot of details to work out - this is purely a placeholder so we can update as needed.

There will be 40 - 50 awarded in the nation; with focus on rural communities with economic needs; with a federal land component; 20% match and overmatch will be looked at favorable (so you'll see somewhere my note says 25%). All of those sound like us 😊

I will be first talking about this with my board on Wednesday and will let you know any further communication we get. Thank you, all. Have a great night, Kristie

Kristie Borchers
Hinsdale County Commissioner
PO Box 277
Lake City, CO 81235

district2@hinsdalecountycolorado.us
970-596-9071



From: Kristie Borchers
Sent: Friday, March 25, 2022 8:55 PM
To: Bates - CDOT, Lenore <lenore.bates@state.co.us>; scenicbyways@dot.gov <scenicbyways@dot.gov>
Subject: Alpine Loop Backcountry Byway LOI

Lenore and the scenic byway program --

Attached is the Letter of Intent from the Alpine Loop Backcountry Byway which would be submitted with Hinsdale / Ouray / San Juan / San Miguel and the BLM and FS. All partners were contacted today. A rough guess is the estimate of an application of \$825,000. We will be able to secure the 20% match, and perhaps 25%. We will work with federal partners to implement. We will be updated our corridor management plan.

I didn't see a place for the estimated budget in the letter of intent so I want to provide you with my estimated costs (we will need to spend further time as our high alpine group confirming the specifics)

20 cultural heritage interpretive stops (utilizing existing sign bases/updating panels) \$60,000
Pavillion replacement at Red Mountain Gulch Day Use Area (\$60,000)
double toilet at Red Mountain Gulch Day Use Area (\$55,000)
single toilet at Ute Ulay Historic Site (\$31,000)
double toilet at Pumphouse Park adjacent to ice wall / EV charger / trails system with Town of Lake City (\$55,000)
single toilet at Beer Garden Park adjacent to ice wall / trails (\$31,000)
consistent signage with ordinances/safety messaging along loop (\$100,000 - implementation for sign plan / including reducing sign clutter)
8 parking pullouts (rough guess of \$175,000 total cost) to address areas of highest safety concerns along loop
additional San Miguel restroom/infrastructure needs (\$86,000)
additional Ouray restroom/infrastructure needs (\$86,000)
additional San Juan restroom/infrastructure needs (\$86,000)

This request is representative of our commonalities and also our specific needs.

We are successfully implementing a State of Colorado nonmotorized trails grant with the four counties to install barriers to protect tundra, address road issues, create an informational video for all four to use for recreationists, and support volunteers providing direct person to person communication on the loop. We are also participating in a successful EDA grant called Region 9.5 which brings together our four counties plus Dolores County to further plan common infrastructure requests and working with federal land agencies. This grant request is supported by those planning efforts.

Please let me know what other information would be helpful.

Thank you for this opportunity and your advocacy for our byways.

With much respect,
Kristie Borchers

Kristie Borchers
Hinsdale County Commissioner
PO Box 277
Lake City, CO 81235
district2@hinsdalecountycolorado.us
970-596-9071



U.S. Department of Transportation
Federal Highway Administration



**AMERICA'S
BYWAYS®**

Federal Highway Administration National Scenic Byways Program Letter of Intent

Overview

The 2022 National Scenic Byways Program (NSBP) Notice of Funding Opportunity (NOFO) solicitation strongly encourages applicants to submit a Letter of Intent for each grant application by (1) filling out the following PDF form and (2) emailing the completed form to scenicbyways@dot.gov no later than 4:00 p.m., Eastern Standard Time, on April 4, 2022.

Letters of Intent are optional but strongly encouraged so that the Federal Highway Administration (FHWA) review panels, comprised of relevant subject matter experts, may be organized in advance of receipt of final proposals.

Instructions

Please fill out the information below and email a completed form to scenicbyways@dot.gov by 4:00 p.m., Eastern Standard Time, on April 4, 2022.

Please submit your responses directly in the PDF form and do not include attachments with your completed form.

If you are intending to apply for more than one NSBP grant, you must submit a separate Letter of Intent for each grant.

After a Letter of Intent is submitted, you may change the goal or project type of the project being applied for and describe the change in the final application.

If you have any questions, please contact: scenicbyways@dot.gov

For more information, visit: https://www.fhwa.dot.gov/hep/scenic_byways/

Project Information

1. Identify the State government or Indian Tribe applying for funding:

State of Colorado

2. Name and contact information for the application point of contact:

Kristine Borchers, Hinsdale County Commissioner
district2@hinsdalecountycolorado.us
970-596-9071
PO Box 277, Lake City, CO 81235

3. Any cooperating or partner entities involved in or likely to be involved in the funding and/or implementation of the project:

The high-alpine counties of Hinsdale, Ouray, San Juan, and San Miguel, in the central San Juan Mountains in Colorado, together with the Bureau of Land Management (BLM) with the Gunnison Field Office and USDA Forest Service of the Gunnison Ranger District, Ouray Ranger District, and Columbine Ranger District. Other partners will include the San Juan Mountains Association, each county's Road & Bridge department, and each county's public information program.

4. Name of the byway impacted by the proposed project:

Alpine Loop Backcountry Byway

5. Designation type of the byway impacted by the proposed project (e.g., National Scenic Byway, All-American Road, State scenic byway, or Indian Tribe scenic byway):

Bureau of Land Management backcountry byway

6. Name/title of proposed project:

Alpine Loop Backcountry Byway Infrastructure Improvement Project

7. Provide an abstract (250 maximum word count) summarizing work that would be completed under the proposed project. The abstract must succinctly describe how this specific request for NSBP funding would be used to complete the proposed project.

The Alpine Loop is truly a backcountry experience. This rugged 4x4 road winds through the spectacular scenery of the San Juan Mountains, connecting Lake City, Silverton, and Ouray, Colorado. The Alpine Loop byway traverses passes up to 12,800 feet showcasing old mines, ghost towns, natural wonders, beautiful wildflowers, and abundant wildlife. Alpine Loop is an avenue for exploring nature and history amidst thrilling views and stunning geography. The high alpine counties of Hinsdale, San Juan, Ouray, and San Miguel work regionally for consistent county ordinances and to collaboratively plan and implement infrastructure needs with federal land management partners of Forest Service and Bureau of Land Management. This grant request seeks to fund 5 double-vault ADA toilets; 5 single-vault ADA toilets; picnic pavilion; 20 cultural heritage interpretive sign stops; consistent signage throughout; & 8 additional parking pull-outs to increase safety on the mountainous loop. The high alpine counties are working to update management plan; create a sign management plan with BLM for consistency and to reduce sign clutter; hosting shared Alpine Ranger program; & increasing in-person ambassador programs. COVID has increased tourism and impact management is vital for the continued economic vitality of these remote towns. We have demonstrated ability to successfully implement multi-county grants.

8. Identify the goal under which the proposed project aligns with:

- (1) Safety
- (2) Equity and Accessibility
- (3) Economic Strength
- (4) Climate and Sustainability

- (1) Safety



9. Identify the primary project type under which the proposed project aligns with:

- (1) An activity related to the planning, design, or development of a State or Indian Tribe scenic byway program.
- (2) Development and implementation of a corridor management plan to maintain the scenic, historical, recreational, cultural, natural, and archaeological characteristics of a byway corridor while providing for accommodation of increased tourism and development of related amenities.
- (3) Safety improvements to a State scenic byway, Indian Tribe scenic byway, National Scenic Byway, All-American Road (collectively America's Byways®) to the extent that the improvements are necessary to accommodate increased traffic and changes in the types of vehicles using the highway as a result of the designation as a State scenic byway, Indian Tribe scenic byway, National Scenic Byway, or All-American Road.
- (4) Construction along a scenic byway of a facility for pedestrians and bicyclists, rest area, turnout, highway shoulder improvement, overlook, or interpretive facility.
- (5) An improvement to a scenic byway that will enhance access to an area for the purpose of recreation, including water-related recreation.
- (6) Protection of scenic, historical, recreational, cultural, natural, and archaeological resources in an area adjacent to a scenic byway.
- (7) Development and provision of tourist information to the public, including interpretive information about a scenic byway.
- (8) Development and implementation of a scenic byway marketing program.

(5) An improvement to a scenic byway that will enhance access to an area for t



10. If applicable, the additional project types identified:

Project includes toilets, signs, pavilion, and parking pullouts.



AGENDA ITEM 16a

TITLE:

Consideration of Chair's signature on Resolution 2022-13 adopting an updated email retention policy./MOTION

Presented by: Amy Markwell, County Attorney, Sean Krentsa, IT Director, Mike Bordogna, County Manager

Time needed: 20 mins

PREPARED BY:

Amy Markwell, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

[Res 2022-13.Updated EMail Retention Policy.3 30 2022.docx](#)

Description:

Section 3-2(3) of the Administrative Policy Manual directs that email records have the same retention rules as other correspondence; however, there is no policy regarding how long emails will be retained in the electronic mail platform used by San Miguel County (currently Google Mail). In order to improve records management practices, staff is recommending the adoption of an updated email retention policy as set forth in Exhibit A of the draft resolution.

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF SAN MIGUEL COUNTY, COLORADO
ADOPTING AN UPDATED EMAIL RECORDS RETENTION
POLICY FOR SAN MIGUEL COUNTY**

Resolution #2022 -13

WHEREAS, the Board of County Commissioners of San Miguel County, Colorado has previously adopted a policy for the Retention of Email Records with Resolution 2014-26 when it adopted the Administrative Policy Manual; and

WHEREAS, Section 3-2(3) of the Administrative Policy Manual directs that email records have the same retention rules as other correspondence; however, there is no policy regarding how long emails will be retained in the electronic mail platform used by San Miguel County (currently Google Mail); and

WHEREAS, the Board of County Commissioners wishes to improve its records management practices through the adoption of an updated email retention policy.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL COUNTY, COLORADO:

1. Section 3-2(3) of the San Miguel County Administrative Policy Manual shall be updated according to the edits attached hereto as Exhibit A and incorporated herein by reference is hereby adopted.
2. The new Section 3-2(3.3) shall apply to all departments of the County to include all Elected official offices.
3. This Resolution shall take effect immediately upon its approval by the Board of County Commissioners.

APPROVED AND ADOPTED this 30th day of March, 2022, at Telluride, Colorado.

**BOARD OF COUNTY COMMISSIONERS
SAN MIGUEL COUNTY, COLORADO**

By: _____
Kris Holstrom, Chair

Vote:	Kris Holstrom	Aye	Nay	Abstain	Absent
	Hilary Cooper	Aye	Nay	Abstain	Absent
	Lance Waring	Aye	Nay	Abstain	Absent

ATTEST:

By: _____
Carmen Warfield, Chief Deputy Clerk

EXHIBIT A

EDITED VERSION: (underlined is new text)

3-2 ELECTRONIC MAIL (EMAIL) POLICY

3. Retention of Email Records

- 3.1 Email that relates to county business shall be retained as a public record. Email records have the same retention rules as other correspondence. Elected county officials and staff are responsible for properly retaining their business related email in accordance with CORA any records retention policy and/or CORA.
- 3.2 Because there is no expectation of privacy for emails sent and received with a county email address [see Section 3-2(2.4)], the County Manager or their designee ~~With the approval of the appropriate custodian, authorized network administrators and the County Administrator~~ may access any email of elected officials and staff in order to comply with a CORA request.
- 3.3 As of May 31, 2022, the County will implement a three (3) year ‘auto delete’ period for emails stored on Google Mail servers. Emails older than 3 years will get automatically deleted by Google every day.
 - a) Departments or employees that need to retain specific emails for longer periods of time due to regulatory, legal or other reasons are responsible for saving those emails in PDF format to department network drives.
 - b) The trash label/folder (“Trash”) automatically gets emptied every 30 days. If an email is emptied from Trash, the IT Department only has an additional 25 days to recover it. Contact the County IT Department for assistance in recovering an email that was mistakenly deleted after the Trash emptied.

CLEAN VERSION:

3-2 ELECTRONIC MAIL (EMAIL) POLICY

3. Retention of Email Records

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AGENDA ITEM 16b

TITLE:

Update and other, as needed.

Presented by: Amy Markwell, County Attorney

Time needed:

PREPARED BY:

Carmen Warfield, Board of County Commissioners

RECOMMENDED ACTION/MOTION:

INTRODUCTION/BACKGROUND:

FISCAL IMPACT:

ATTACHMENTS:

Description: