BOARD OF COMMISSIONERS
P.O. BOX 699
SALIDA, CO 81201
PHONE (719) 539-2218
FAX (719) 539-7442
WEBSITE www.chaffecounty.org

AGENDA

March 14, 2017

BOARD OF COMMISSIONERS
104 CRESTONE AVE.
COMMISSIONER'S MEETING ROOM
SALIDA, COLORADO

PLEASE NOTE: The Agenda times are approximate; items may be discussed before or after the times listed below.

9:00 a.m  Regular meeting of the Board of Commissioners

Pledge of Allegiance

❖ Review public meeting list

❖ Public Comment

A. Open bids:
   ➢ 1/2 inch chip for chip seal operations
   ➢ CRS 2P Road Oil for chip seal operations

B. Contracts/Grant Consideration:
   ➢ AEC Engineering Contract for the Landfill
   ➢ Entertainment contract for the 2017 Chaffee County Fair

C. Consider agreement regarding sewer service to Gregg Drive property (Attorney Davis)

D. Consider a request from the Chaffee County Boys and Girls Club for a waiver of fees for use of the Fairgrounds on April 21, 2018. (Brain Beaulieu, Executive Director)

E. PUBLIC HEARINGS and consideration of recommendations from the February 28, 2017 Planning Commission Meeting (see attached) with regard to the following matters:
   a. Minor Subdivision Final Plat. Name of Subdivision: Shanahan Minor Subdivision 
      Applicant: Ralph & Ruth Shanahan Living Trust Location: Lost Creek Ranch Subdivision 
      Zone: Rural Request: To divide 47.07 acres into 4 lots with the minimum being 2.78 acres. Water by wells, wastewater treatment by on-site wastewater systems.
   b. Major Subdivision Sketch Plan. Name of Subdivision: Longhorn Ranch Subdivision 
      Applicant: Longhorn Ranch, LLC Location: 8371 CR 160, Salida, located in the N1/2, Section 36 and the S1/2 Section 25, Township 50 North, Range 8 East. Zone: Rural
Request an accommodation

County’s ADA Coordinator at (949) 470-5637 or email in case there is (3) business days prior to the scheduled meeting or event to

If you need assistance in interpreting in this meeting or event to a disability or being under the age of 18, please call the

It is the policy of Orange County to ensure County-sponsored public meetings and events are accessible to people with disabilities.

Home

The Official Posting Site for the Orange County Board of Commissioners Meeting Agenda is at the County Court

Potential Road Tip

County Project Status Report

Old Business:

Pay Bills

Report from the County Veterans Service Officer for the month of February, 2017

Reduction Statement of Revenues and Disbursements 02/16 - 12/31, 2016

Report from the County Treasurer for the month of June 2017

Consent Agenda:

Dais

Administration Office and on the County Website at www.orangecounty.ca.gov (Administrator)

Regulations. Proposed changes to the existing regulations are available at the County

Announcements. Minimum response times and other changes as set forth in the model

Announcements. Minimum Ambulance Services. The

1. Health: Consider adopting蔺Amended Regulations Governing Ambulance Service.

2. Members to the Transportation Advisory Board:

3. Members to the Gaia Regional Planning Commission

4. Approve members to the following boards:

Public Hearing

Rebastian (Planning Board)

Meeting (Planning Manager Report)

Wastewater treatment by on-site wastewater systems (continued from the March 7, 017

Meeting) (Planning Manager Report)

Meeting (Planning Manager Report)

Section 18, Township 49 North, Range 8 East, NWM. Salinas Zone: Rural (continued)

MR 5500 T/C Report Daniel Location: 5500 County Road 210, located on the N/W, 1/4

F. Public Hearing - Name of Subdivision: Christie Meadows

Subdivision Application:

Characteristics of Recreational and Residential Zones.

To divide 32 0.10 acres into 14 lots with the minimum being 2.003 acres. Water by

To consider changes to the County Land Use Code: Article 2, Table 2.2 400

Request: To divide 32 0.10 acres into 14 lots with the minimum being 2.003 acres. Water by

To consider 34, 10 acres into 14 lots with the minimum being 2.003 acres. Water by

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Request: To divide 32 0.10 acres into 14 lots with the minimum being 2.003 acres. Water by

To consider 34, 10 acres into 14 lots with the minimum being 2.003 acres. Water by

To consider changes to the County Land Use Code: Article 2, Table 2.2 400

Request: To divide 32 0.10 acres into 14 lots with the minimum being 2.003 acres. Water by
BOARD OF COUNTY COMMISSIONERS PUBLIC MEETINGS

THIS NOTICE IS POSTED PURSUANT TO C.R.S. 24-604 02 (IV)(c)(4)(b).

THERE WILL BE NO DECISIONS OR FORMAL ACTIONS MADE BY THE COMMISSIONERS AT THESE MEETINGS EXCEPT FOR THE REGULAR OR SPECIAL MEETINGS OF THE BOARD OF COMMISSIONERS

Address for meeting places: Commissioners Meeting Room 104 Crestone Ave., Salida, Buena Vista School District Offices, 113 N. Court., Buena Vista Annex, 112 Linderman Ave., Fairgrounds, 10165 County Road 120, Poncha Springs, Harriet Alexander Field, County Road 140, Salida. Meeting places are subject to change and will be posted.

<table>
<thead>
<tr>
<th>DATE</th>
<th>TIME</th>
<th>SUBJECT</th>
<th>LOCATION</th>
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<tbody>
<tr>
<td>March 13</td>
<td>9:00 a.m.</td>
<td>Landfill Committee, Board of Health, Board of Human Services Meetings</td>
<td>Commissioners Meeting Room</td>
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<tr>
<td>March 14</td>
<td>9:00 a.m.</td>
<td>Commissioners Regular Meeting</td>
<td>Commissioners Meeting Room</td>
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<tr>
<td>March 14</td>
<td>12:00 Noon</td>
<td>Lunch with the Office of Economic Development</td>
<td>Salida SteamPlant</td>
</tr>
<tr>
<td>March 21</td>
<td>9:00 a.m.</td>
<td>Commissioners Regular Meeting</td>
<td>Buena Vista School District Offices</td>
</tr>
<tr>
<td>March 22</td>
<td>9:00 a.m.</td>
<td>Airport Advisory Board Meeting</td>
<td>Harriet Alexander Field</td>
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<tr>
<td>March 28</td>
<td>3:00 p.m.</td>
<td>Visitors Bureau Meeting</td>
<td>Commissioners Meeting Room</td>
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<tr>
<td>March 28</td>
<td>6:00 p.m.</td>
<td>Planning Commission</td>
<td>Commissioners Meeting Room</td>
</tr>
<tr>
<td>April 4</td>
<td>9:00 a.m.</td>
<td>Commissioners Regular Meeting</td>
<td>Commissioners Meeting Room</td>
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</tbody>
</table>

3/10/17
This list may be updated daily. Posted in posting area outside of Commissioners Office
Chaffee County Road and Bridge Department will be accepting bids for ½ inch chip for chip seal operations:

- Up to 1700 tons of ½ inch Fractured and Washed chip
- County Forces to haul material from vendor location

➢ Work to commence this May or June 2017.

➢ All bids must be delivered to Chaffee County Court House, 104 Crestone, Salida, Co 81201 at Administrative Office, second floor, by no later than 4:00pm March 10, 2017. Proposals received after such time may not be considered. Telephone, e-mail or facsimile proposals will NOT be accepted.

➢ Minority Business Enterprises will be afforded full opportunity to submit proposals in response to this invitation and will not be discriminated against on grounds of race, color or national origin.

➢ Chaffee County reserves the right to reject any or all proposals, to further negotiate with successful Proposer, and to waive information and minor irregularities in proposals received, and to accept any portion of the proposal if deemed to be in the best interest of Chaffee County to do so. Final acceptance of any proposal will be conditional upon satisfactory execution of a contract by the County and the Proposer. Acceptance of a proposal will not impart any rights to any party including, and without limitation, rights of enforcement, equity, or reimbursement, until the contract and all related documents are approved and properly executed.

➢ For information contact: Mark Stacy 719-539-4591

Chaffee County Road and Bridge Supervisor
Mark Stacy
mstacy@chaffeecounty.org
Chaffee County Road and Bridge Department will be accepting bids for CRS 2P Road Oil for chip seal operations:

- Up to 300 tons of CRS 2P Emulsified Road Oil
- Vendor supplies delivery to project locations
- Project Locations:
  1. 66 tons – County Road 220 – Maysville Co.
  2. 197 tons – County Road 156– North of Salida Co.
  3. 35 tons – County Road 184 – North of Buena Vista

➢ Work to commence this May or June 2017.

➢ All bids must be delivered to Chaffee County Court House, 104 Crestone, Salida, Co 81201 at Administrative Office, second floor, by no later than 4:00pm March 10, 2017. Proposals received after such time may not be considered. Telephone, e-mail or facsimile proposals will NOT be accepted.

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➢ For information contact: Mark Stacy 719-539-4591

Chaffee County Road and Bridge Supervisor
Mark Stacy
mstacy@chaffeecounty.org
March 8, 2017

Re: Fee Waiver for Boys and Girls Clubs’ 2018 Fundraiser

Dear County Commissioners:

I write to you today to ask that you consider a waiver of the Chaffee County Fairgrounds venue fee for July 28, 2018. I make this request for our Casino Night fundraiser, our largest event each year.

At the time of this writing, the Boys and Girls Clubs of Chaffee County serves close to 800 children between the ages of 6 and 18 each year. In order to continue to provide the crucial services to area youth, we must raise funds from our local community. Our spring fundraiser provides a substantial part of our yearly budget needs.

Our goal at the Boys and Girls Club is to be the most vital youth development organization in Chaffee County. I appreciate your taking the time to consider this request as any cost savings from this event will be a direct investment in the kids of Chaffee County- especially those who need our help the most!

Sincerely,

Brian Beaulieu
Executive Director
Boys & Girls Clubs of Chaffee County
719-539-9500
director@bgcchaffee.org
www.bgcchaffee.org
# 2017 Fairgrounds Facility License Agreement

**License Summary:**
- **Facility User:** Boys & Girls Club
- **E-mail:** bgcchaffee.org  (Brion Beaulieu)
- **Phone No.:** 539.9500
- **Mailing Address:** PO Box
- **Contact Person:** Brion Beaulieu

**Date of Agreement:** 03.14.2017
**Beginning Date of Event/Use:** Apr 1st, 2018  
**Date of Setup:** Apr 1st, 2019 - Apr 1st, 2019
**Time of Arrival:** 5:00  
**Time of Departure:** 10:30
(Full day use begins at 6 a.m. on the Beginning Date and Ends at 6 a.m. on the day following the event.)

**Number of Days:** 1
(If the use is for an on-going Activity, provide the number of days in each month and the number of months)

**Description of Activity:** Fund raise

**Alcoholic Beverages:** ☑yes  ☐no

**Estimated Number of People Attending or Participating in the Activity:**

<table>
<thead>
<tr>
<th>Licensed Facility</th>
<th>Standard Rate—Tier 1</th>
<th>Total</th>
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<tbody>
<tr>
<td>✗ KITCHEN</td>
<td>$140.00 per day</td>
<td></td>
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<tr>
<td>☐ KITCHEN-4 hrs. or less</td>
<td>$75.00</td>
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<tr>
<td>☐ MEETING ROOM</td>
<td>$75.00 per day</td>
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<tr>
<td>☐ MEETING ROOM-4 hrs. or less</td>
<td>$50.00</td>
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<tr>
<td>☐ EXHIBITION HALL</td>
<td>$475.00 per day (all or part of day 6AM – 6AM)***</td>
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<tr>
<td>☐ EVENT CENTER (no kitchen; no restroom Oct.-March)***</td>
<td>$400.00 per day (all or part of day 6AM – 6AM)***</td>
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<tr>
<td>☐ EXHIBITION PAVILION</td>
<td>$125.00 per day (all or part of day)</td>
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<tr>
<td>☐ EACH ARENA (No lights)</td>
<td>$175.00 per day (all or part of day)</td>
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<tr>
<td>☐ EACH ARENA- Groom/Water (No lights)</td>
<td>$75.00 per hour + cost of water, if needed</td>
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<tr>
<td>☐ EACH ARENA-Groom only (No lights)</td>
<td>$25.00 per hour</td>
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<tr>
<td>☐ ARENA LIGHTS (per arena)</td>
<td>$75.00 for the first hour; $35 for each add'l hour</td>
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<tr>
<td>☐ HORSE STALLS</td>
<td>$15.00 covered; $10.00 uncovered</td>
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<tr>
<td>☐ GROUNDS USE (no services)</td>
<td>$100.00</td>
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<tr>
<td>☐ PRE-EVENT SET-UP DAY</td>
<td>$50.00 per each 6 hours</td>
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**TOTAL FEES**  
- **Reservation Fee (50% of Rental fee):** Fee Required for Reservation (This amount is due with signed contract)

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<th>Total</th>
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<tr>
<td>☐ Cleaning Deposit</td>
<td>$100.00 per event</td>
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<tr>
<td>☐ Security Deposit</td>
<td>$250.00 per event</td>
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**TOTAL DEPOSITS**  
Due with final fee 30 days prior to event
- **TOTAL FEES & DEPOSITS**
- **AMOUNT PAID**
- **Balance Due** Must be paid at least 30 days prior to event
- **Final Payment**
PLANNING COMMISSION RECOMMENDATION

Date: March 14, 2017
To: Chaffee County Board of County Commissioners
From: Chaffee County Planning Commission
Subject: Shanahan Minor Subdivision

Note: The following recommendation is an excerpt of the draft Planning Commission meeting minutes of February 28, 2017 and should be considered as a draft summary of their recommendation until the minutes are approved at their next regular meeting.

Planning Commission members present were: Tracy Vandaveer, Bruce Cogan, Karin Adams, Rob Treat, Dan McCabe, Rick Shovald, Mike Allen and Doug Welch

Findings
The Chaffee County Fire Protection District doesn’t require additional water supply, so that item can be removed from the findings.
No ground disturbance will occur with this application so the NRCS seeding recommendation can be removed.
This application is more aligned as a Boundary Line Adjustment as no new building lots are created. The new lot configurations will conform to the Land Use Code.
No conditions of approval are added as any well permitting would be through the Division of Water Resources. The three reconfigured lots have existing wells

Tracy Vandaveer moved to recommend to the Board of Commissioners approval of the Shanahan Minor Subdivision Final Plat based on the above findings. Dan McCabe seconded and the motion carried 7-0
Application for
Minor Subdivision
or
Rural Open Space Incentive (ROSI) Subdivision

- Sketch Plan: Fee - $625.00
- Final Plat: Fee - $450.00 (no agency referral)
  - $850.00 (agency referral)

Application Filing Deadline is the Last Monday of each Month

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<tr>
<th>GENERAL INFORMATION</th>
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<tr>
<td>REQUESTED USE</td>
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<tr>
<td>NAME OF SUBDIVISION</td>
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<tr>
<td>PROPERTY ADDRESS OR GENERAL LOCATION</td>
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<tr>
<td>NAME OF APPLICANT</td>
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<td>MAILING ADDRESS</td>
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<td>TELEPHONE</td>
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<td>FAX</td>
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<td>E-MAIL</td>
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<tr>
<td>TOTAL ACREAGE TO BE SUBDIVIDED</td>
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<tr>
<td># OF PROPOSED LOTS</td>
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<tr>
<td>PROPOSED WATER SUPPLY</td>
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<td>PROPOSED SEWAGE SYSTEM</td>
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<tr>
<td>EXISTING USE OF PROPERTY</td>
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<tr>
<td>EXISTING ZONING</td>
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<td>PARCEL #</td>
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<td>LEGAL DESCRIPTION</td>
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<tr>
<th>OWNERSHIP INFORMATION</th>
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<tbody>
<tr>
<td>NAME</td>
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<tr>
<td>INTEREST IN PROPERTY</td>
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<tr>
<td>ADDRESS</td>
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<td>TELEPHONE</td>
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<td>FAX</td>
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<td>E-MAIL</td>
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<th>STAFF USE ONLY</th>
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<td>Application received by: [Name] Date: [Date]</td>
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<tr>
<td>Fee: $ [Amount] Check #: [Check] Completeness Date: [Date]</td>
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<td>Certified Mailing Labels: [Details]</td>
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Updated June 2015
STAFF REPORT

Date: February 15, 2017
To: Chaffee County Board of County Commissioners
   Chaffee County Planning Commission
From: Planning Staff, Jon Roorda & Christie Barton
Subject: Shanahan Minor Subdivision Final Plat
PC: 2/28/2017   BCCC 3/14/2017

Applicant: Ralph & Ruth Shanahan Living Trust; a consent form is included for Tony Komarnsky to represent the applicant.

Public Hearing Notice Information: The Public Hearing was advertised in the Mountain Mail and the Chaffee County Times on February 9, 2017. Public Hearing notices were sent by certified mail to adjoining property owners on February 8, 2017. The Public Hearing Notice sign was posted and observed by Staff on February 15, 2017.

Summary of Application: This application involves four lots: three legally non-conforming Lots within Lost Creek Ranch Subdivision and an adjacent 44.81 acre parcel that as a result of this project, will result in 4 residential Lots that conform to the current Land Use Code. This application is to adjust boundary lines and eliminate lot lines. Since this is a boundary line adjustment that replats an existing subdivision and “significantly changes lot configurations” as stated in Section 5.1.2.C, the project is being processed through the Minor Subdivision process.

Lots 23 and 24 of the Lost Creek Ranch Subdivision (0.62 and 0.83 acres respectively) will be expanded into a portion of the 44.81 acre parcel to create Lot 23R (2.78 acres). Lot 26 of the Lost Creek Ranch Subdivision (0.86 acres) will be expanded into a portion of the 44.81 acre parcel to create Lot 26R (9.76 acres). The remainder of the 44.81 acre parcel will become Outlot A at 29.24 acres and Lot B at 5.29 acres. Lost Creek Ranch Subdivision was recorded in 1970.

Lots 23R, 26R and B have houses, wells and On-site Wastewater Treatment Systems (OWTS), Outlot A is vacant and will not be a buildable lot. A well permit is not required for the outlot. The narrative states that domestic water is available through the Lost Creek Ranch Subdivision Decree W-4484 of the District Court Division No. 2.

Access for the lots will be from Schofields Crossing and Mt. Princeton Roads. Outlot A does not have an existing driveway but has 261.31 feet of frontage on Mt. Princeton Road.

Zoning & Density: This property is in the Rural zone. This application meets the requirements of the zoning district.
Article 7.1 Basic Standards for all Land Use Change Permits
7.1.1 Intent: The application demonstrates adequate access from Mt. Princeton Road and Schofield’s Crossing Road; adequate water supply by existing wells (through the Lost Creek Ranch water decree and domestic well); and adequate wastewater treatment by existing OWTS. The outlot is and will remain vacant.
7.1.2 Compliance with Zone District: This application complies with the requirements of the Rural zoning district.
7.1.3 Site Infrastructure Requirements: No additional infrastructure is required for this application. The outlot is not a buildable lot.
7.1.4 Site Drainage: Historic patterns shall be maintained.
7.1.5 Protection of Wetlands and Riparian Areas: N/A
7.1.6 Wildlife Habitat: The property is in an area rated high and very high for Significant Wildlife Habitat. As this property is over 35 acres, Colorado Parks & Wildlife (CPW) received a packet in compliance with the 1041 regulations. Comments from CPW have been received and recommend any ground disturbance be reclaimed with native grass seed, using the Natural Resources Conservation Service (NRCS) seeding guidelines. A Statement of No Impact has been issued for this project.
7.1.7 Erosion and Sedimentation: N/A (applies to disturbances within 50 feet of a waterbody).
7.1.8 Dark Sky Standards: New construction will be required to comply with downcast and shielded lighting requirements of this section.
7.1.9 Archeological, Paleontological or Historic Importance: There are no known areas of importance on these properties.

Article 7.2 Site Planning and Development Standards
7.2.1 Other Adopted Plans: With exception of the Comprehensive Plan, this property is not the subject of any other plan adopted by the Chaffee County BOCC.
7.2.2 Infrastructure Requirements: These properties have existing wells, OWTS, driveways and fire protection cisterns. The re-platted lots exceed two acres in size and therefore remove the non-conformities for the existing wells and septic systems on the Lost Creek Subdivision lots. The outlot is vacant and is not a buildable lot.
7.2.3 Site Planning and Design: This application reduces the size of an unplatted parcel and increases the size of two non-conforming lots and eliminates one non-conforming lot. This creates three lots with houses and associated infrastructure, and one outlot, which is vacant. The outlot designation restricts the right to construct a dwelling unit. To do this, the property must go through a land use change application. The owners intend to submit a boundary line adjustment to add the outlot to five adjacent lots. The properties are in a forested area and no buffers are required. This is a residential area and objectionable emissions or noise are not anticipated. The Colorado Geological Survey has granted the request for a waiver for this application.
7.2.4 View Protection Guidelines: This was reviewed at the Sketch Plan and determined that no visual impacts to County roads are expected.
7.2.5 Weed Control: N/A. This applies to construction with cuts or fills greater than 8 feet.
7.2.6 Stormwater run-off: No changes are anticipated from residential uses.
7.2.7 Protection of water quality: N/A. This applies to non-residential land use changes.
Xcel Energy: We have reviewed the application and have no apparent conflict.

Colorado Geothermal Survey: A water of the CGS review was granted.

US Forest Service: No issues or concerns.

Upper Arkansas Soil Conservation District: No comments received.

Colorado State Forest Service: No comments received.

Misunderstanding: No new wells are proposed with this application. The applicant water supply is not decreed and would not increase demand; water users. Note: The applicant submitted information of the application to supply water is provided. The project does not include a letter from the Upper Arkansas Conservation District indicating that the project is consistent with the State Engineer. The submitted did not include a letter from the Colorado Division of Water Resources, Office of the State Engineer. The submitted did not include a letter from the Colorado Environmental Health: No comments or concerns.

Catherine County Fish and Wildlife: No additional water supply for the project.

Bergen Valley District: No comments received.

Regulations:

A statement of no impact has been issued on the project in accordance with the 1041 directive.

Existing grass species using Natural Resources Conservation Service (NRCS) seeding

Stark Communities are shown in black.

Agency Review: The application was sent for review by the following agencies:

1. Colorado Parks and Wildlife: Recommend that any ground disturbance be restricted to the existing area.

2. 7.1 Subdivision Design Specifications:

7.3.2 Subdivision Roads: This application does not create any changes to the existing roads and a homeowners association is already established.
Staff Observations/Potential Finding of Fact:

1. The application meets the requirements of the Land Use Code for a Minor Subdivision and the plat appears suitable for filing with minor revisions.
2. Any ground disturbance is recommended to be reclaimed with native grass seed, using the Natural Resources Conservation Service (NRCS) seeding guidelines.

Potential Action:
Commissioner ________________ moved and Commissioner ________________ seconded to recommend to the Board of County Commissioners to APPROVE/APPROVE WITH CONDITIONS/DENY the application for the Shanahan Minor Subdivision submitted by Tony Komarnsky for the Ralph and Ruth Shanahan Living Trust based on the following findings of fact and conditions:

Findings of Fact:
1. 
2. 
3.

Conditions:
1. 
2. 
3.
PLANNING COMMISSION RECOMMENDATION

Date: March 14, 2017
To: Chaffee County Board of County Commissioners
From: Chaffee County Planning Commission
Subject: Longhorn Ranch Subdivision

Note: The following recommendation is an excerpt of the draft Planning Commission meeting minutes of February 28, 2017 and should be considered as a draft summary of their recommendation until the minutes are approved at their next regular meeting.

Planning Commission members present were: Tracy Vandaveer, Bruce Cogan, Karin Adams, Rob Treat, Dan McCabe, Rick Shovald, Mike Allen and Doug Welch

Mike Allen moved to continue the application to March 28, 2017 and recommend to the Board of County Commissioners to send the application to review agencies in its current form. Dan McCabe seconded with a vote of 8-0.
APPLICATION FOR
MAJOR SUBDIVISION

√ Sketch Plan  □ Preliminary Plan  □ Final Plat
Fee - $600.00 + $50.00 per lot  Fee - $550.00 + $50.00 per lot  Fee - $500.00 + $50.00 per lot

GENERAL INFORMATION

REQUESTED USE  Major Subdivision
PROPERTY ADDRESS OR GENERAL LOCATION  8350 CR 160
NAME OF APPLICANT  Longhorn Ranch LLC
MAILING ADDRESS  7113 CR 107, Salida Co 81201
TELEPHONE  719-539-2771  FAX  719-539-4164  E-MAIL  arktout@bresnan.net
TOTAL ACREAGE TO BE SUBDIVIDED  35.16 acres
# OF PROPOSED LOTS  14
MINIMUM LOT SIZE  2.00 acres
PROPOSED WATER SUPPLY  Wells
PROPOSED SEWAGE SYSTEM  Onsite
EXISTING USE OF PROPERTY  Hay & Cattle Ranch - Agricultural
EXISTING ZONING  Rural
LEGAL DESCRIPTION

OWNERSHIP INFORMATION

Please list the names of all persons and companies who hold an interest in the described property (land owner, lessee, etc.) Application will not be accepted without the required signatures or a letter of authorization from each. Attach additional sheets as necessary.

NAME  Ron Jones
SIGNATURE  Ron Jones
INTEREST IN PROPERTY  Owners
ADDRESS  8350 CR 160, Salida Co
TELEPHONE  719-539-2771  FAX  NA  E-MAIL  NA

STAFF USE ONLY

Application received by  Date
Fee  $  Check #  Completeness Date
Certified Mailing Labels  

Update June 2015
Date: February 15, 2017
To: Chaffee County Planning Commissioner
From: Planning Staff, Jon Roorda & Christie Barton
Subject: Longhorn Ranch Minor Subdivision Sketch Plan
PC: 2/28/2017  BOCC 3/14/2017

Applicant: Ron and Jo Jones, a consent form is included for Brent Sites as representative of the Longhorn Ranch, LLC.

Public Hearing Notice Information: The Public Hearing was advertised in the Mountain Mail and the Chaffee County Times on February 9, 2017. Public Hearing notices were sent by certified mail to adjoining property owners on February 8, 2017. The Public Hearing Notice sign was observed by Staff on February 15, 2017.
Proposed Major Subdivision:

Requirements of this zoning district:

Zoning & Density: This property is in the Rural Zoning District. This proposal meets the

Preliminary Plan. Review agencies will include the airport and the FAA. The

critical zone and the Flight Path area will be mapped as part of the survey submitted for the

The Salida Airport/Hamlet Alexander Field is located to the southwest of the property. The

Survey Plan below. The proposed lots are designed so the easement is at the edges

of the lots, and allows sufficient room for building areas.

A 75-foot wide Public Service easement is located at the southeast portion of the property.

Volume Road of County Road 160.

The property is vacant and in agricultural production. Access will be on a new low
towards. The property owner has since the application for the sketch plan to move

Summary of Application: This application proposes to subdivide a 35.1 acre parcel into
AGENCY REVIEW LIST:
The Planning Commission may consider review by the following agencies:
BLM
Chaffee County Environmental Health
Chaffee County Weed Department
Colorado Division of Water Resources, Office of the State Engineer
Colorado Geological Survey
Colorado Parks and Wildlife (High for Significant Wildlife Habitat)
Colorado State Forest Service
Federal Aviation Administration (FAA)
Heritage Area Advisory Board
Salida Airport/Harriet Alexander Field
Salida School District
South Arkansas Fire Protection District
Town of Salida
Upper Arkansas Soil Conservation District
Upper Arkansas Water Conservation District
US Forest Service
Xcel Energy

The basic infrastructure information is in the Summary paragraph above. Issues that have come up during the Sketch Plan review:
1. Proximity to the Salida Airport/Harriet Alexander Field. Applicant will map the critical area and flight zone on the Preliminary Plan.
2. The road design runs along County Road 160, and the applicant is interested in changing that to a second access onto CR 160.

If approved by the Planning Commission and the Board of County Commissioners, the applicant’s surveyor will prepare the Preliminary Plan application.

PLANNING COMMISSION ACTION: Commissioner ____________ moved and Commissioner ____________ seconded and the Commission voted to APPROVE / APPROVE WITH CONDITIONS / DENY / CONTINUE the Longhorn Ranch Major Subdivision Sketch Plan based on the following findings of fact and conditions:

Findings:
1.
2.
3.

Conditions:
1.
2.
3.
PLANNING COMMISSION RECOMMENDATION

Date: March 14, 2017
To: Chaffee County Board of County Commissioners
From: Chaffee County Planning Commission
Subject: Amendments to the Chaffee County Land Use Code: Article 2, Table 2.2 400 square foot limit to private greenhouses; Article 1.3.3.B.1.a and 4.5.1.B Board of Adjustment; Article 7.3.2.D.1 Agricultural Subdivision Exemptions; Article 2, Table 2.1, footnote 2 and Article 15, Definitions; building height; Article 2.2.2.C, 2.2.4.C, Operational Characteristics of Recreational and Residential Zones.

Note: The following recommendation is an excerpt of the draft Planning Commission meeting minutes of February 28, 2017 and should be considered as a draft summary of their recommendation until the minutes are approved at their next regular meeting.

Planning Commission members present were: Tracy Vandaveer, Bruce Cogan, Karin Adams, Rob Treat, Dan McCabe, Rick Shovald, Mike Allen and Doug Welch

Mike Allen recommended approval of these amended Code changes, Dan McCabe seconded, with a vote of 8-0.
1. Greenhouse, Private
   a. Table 2.2, Use Matrix – page 2-22, remove 400 square foot limitation.

2. Board of Adjustment – conflicts in the Code
   a. Section 1.3.3.B.1.a requires ‘...at least two (2) members of the Board of Adjustment must vote in favor of the application.’ Page 1-10
   b. Section 4.5.1.B requires a vote of all three members. Proposal is to delete this wording and change it to the wording in 1.3.3.B.1.a. ‘The concurring vote of all three members of the Board of Adjustment shall be required to decide in the favor of the appellant.’ Page 4-26.
   c. Section 4.5.1.B refers to the approval criteria, ‘above’, in ‘4.5.1.B’, and it should be 4.5.1.C.

3. Section 7.3.2.D.1, Agricultural Subdivision Exceptions – reference at end of paragraph should be 5.2.3.C (not 5.2.2.C). Page 7-11 – this is a typographical error (no attachment).

4. Height of structure determination - conflict in Code
   a. Table 2.1, Footnote 2 – Height is measured from average of pre-construction grade to highest point of roof. Page 2-22
   b. Article 15, Definitions: Building Height (Structure Height) – The distance, measured vertically, from the undisturbed or natural ground surface at the mid-point between the front and rear walls of a building to the top of a flat roof, or mansard roof or to the mid-point between the eave line and the peak of a gable, hip, shed or similar pitched roof. Page 15-9
   c. Proposed wording for Table 2.1, Footnote 2 and to Article 15, Definitions: Building Height (Structure Height) – The distance, measured vertically, from the average ground surface to the top of a flat roof, parapet or mansard roof; or to the mid-point between the eave line and the peak of a gable, hip, shed or similar pitched roof.

5. Sections 2.2.2.C, 2.2.3.C & 2.2.4.C – Operational Characteristics (no attachment)
   a. 2.2.2.C – Recreational zone district – add ‘New’
   b. 2.2.3.C – Rural zone district – contains ‘New’
   c. 2.2.4.C – Residential zone district – add ‘New’
Greenhouse – Table 2.2, Use Matrix

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<th>USE</th>
<th>RECREATIONAL</th>
<th>RURAL RUR</th>
<th>RESIDENTIAL</th>
<th>RURAL COMMERCIAL</th>
<th>RCR</th>
<th>COMMERCIAL</th>
<th>IND</th>
<th>USE SPECIFIC STANDARD</th>
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<td>L</td>
<td>L</td>
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<td>less than 400 square feet</td>
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Board of Adjustment – conflicts in the Code

Section 1.3.3

B. **Powers and Duties.**

1. **Variance.** The Board of Adjustment is the decision-making body for requests for variance from certain zoning dimensional requirements of this Land Use Code.

   a. The Board of Adjustment shall consider a request for variance based on the procedure set forth in Section 4.5.1. In order for the Board of Adjustment to grant a variance, at least two (2) a majority of members in attendance of the Board of Adjustment must vote in favor of the applicant.

Section 4.5.1

B. **Decision by the Board of Adjustment.** The final decision to approve, approve with conditions or deny a request for variance shall be made by the Board of Adjustment at a public hearing. Following a public hearing conducted pursuant to Section 1.3.5, the Board of Adjustment shall approve, approve with conditions or deny the application based upon compliance with the approval standards set forth above in 4.5.1 B C. The concurring vote of all three members of the Board shall be required to decide in the favor of the appellant. **In order for the Board of Adjustment to grant a variance, at least two (2) a majority of members in attendance of the Board of Adjustment must vote in favor of the applicant.**

This section has two errors: 1) conflict with Section 1.3.3.B and it refers to the same section, and 2) the review criteria are in 4.5.1.C, not B.
**Table 2.1**

**Lot & Dimensional Standards** *(Updated Oct 2016 Res. 2016-52)*

<table>
<thead>
<tr>
<th>ZONING DISTRICT</th>
<th>Minimum Lot Size</th>
<th>Maximum Residential Density</th>
<th>Minimum Lot Frontage</th>
<th>Setbacks (Front (Street)</th>
<th>Side</th>
<th>Rear</th>
<th>Height see Note 2</th>
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<tr>
<td>Recreational REC</td>
<td>1 Acre</td>
<td>1 unit per 2 acres</td>
<td>50’</td>
<td>25’</td>
<td>15’</td>
<td>20’</td>
<td>35’</td>
</tr>
<tr>
<td>Rural RUR</td>
<td>1 Acre</td>
<td>1 unit per 2 acres</td>
<td>50’</td>
<td>25’</td>
<td>15’</td>
<td>20’</td>
<td>35’</td>
</tr>
<tr>
<td></td>
<td>½ Acre (cluster 6)</td>
<td>1 unit per 2 acres</td>
<td></td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Residential RES</td>
<td>½ Acre</td>
<td>1 unit per 2 acres (well and septic)</td>
<td></td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td></td>
<td></td>
<td>2 units per acre (with connection to central water or sewer system)</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td></td>
<td></td>
<td>4 units per acre (with connection to central water and central sewer)</td>
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### COMMERCIAL ZONE DISTRICTS

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<th>ZONING DISTRICT</th>
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<th>Minimum Lot Frontage</th>
<th>Setbacks (Front (Street))</th>
<th>Side</th>
<th>Rear</th>
<th>Height</th>
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<tbody>
<tr>
<td>Rural Commercial, RCR</td>
<td>2 Acre*</td>
<td>N/A</td>
<td>50’</td>
<td>25’</td>
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<td></td>
<td>35’</td>
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<tr>
<td>Commercial, COM</td>
<td>2 Acre*</td>
<td>N/A</td>
<td>50’</td>
<td>25’</td>
<td></td>
<td></td>
<td>35’</td>
</tr>
<tr>
<td>Industrial IND</td>
<td>2 Acres*</td>
<td>N/A</td>
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<td>25’</td>
<td></td>
<td></td>
<td>35’</td>
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</tbody>
</table>

*Central Water or Sewer Provision: In the RCR, COM, and IND districts, there is no minimum lot size or maximum density with connection to an approved central sewer system.

**NOTES:**

1. All setbacks are measured from the property line. Front setbacks apply to all street frontages, including corner lots or double frontage lots. If the street frontage is prescriptive or an easement, the setback measurement begins at a point 30 feet from the road centerline.

2. Height is measured from average of pre-construction grade to highest point of roof. **Building Height (Structure Height) –** The distance, measured vertically, from the average ground surface to the top of a flat roof, parapet or mansard roof; or to the mid-point between the eave line and the peak of a gable, hip, shed or similar pitched roof.
3. No permanent structure shall be constructed on platted or recorded easements.
4. Fences, hedges, walls & berms taller than 6 feet shall be subject to the setbacks on the property.
5. Required setback areas shall be unobstructed from the ground to the sky, with the following exceptions:
   - Cornices, sills and ornamental features may project a maximum of 12 inches into setback areas
   - Roof eaves/overhangs may project a maximum of 18 inches into required setback areas
   - At-grade porches, patios, walks, and steps are not subject to setbacks
6. A cluster subdivision with the 1 unit per 2 acre density shall follow the Major Subdivision process and meet the review criteria in **Section 5.3.1 C** and design guidelines in **Section 7.3.9**
Operational Characteristics

Section 2.2.2 – Recreational
C. Operational Characteristics. New non-residential uses in the Recreational zone may be required to restrict operating hours, develop landscaping, increase setbacks, or similar mitigation in order to reduce potential impacts on nearby residential uses and to meet the intent and purpose of the Recreational zone.

Section 2.2.3
C. Operational Characteristics. New non-residential uses in the Rural zone may be required to restrict operating hours, develop landscaping, increase setbacks, or similar mitigation in order to minimize potential impacts on nearby residential uses and to meet the intent and purpose of the Rural zone.

Section 2.2.4
C. Operational Characteristics. New non-residential uses in the Residential zone may be required to restrict operating hours, develop landscaping, increase setbacks, or similar mitigation in order to minimize potential impacts on nearby residential uses and to meet the intent and purpose of the Residential zone.
CHAFFEE COUNTY
RESOLUTION 2017-__

RESOLUTION APPROVING A RENEWAL OF A
MINING EXTRACTION PERMIT
FOR THE ACTIVITIES OF PELINO, INC. ON
PROPERTY LOCATED AT 26000 US HWY 285
(THE JESSE LEE PIT)

FINDINGS AND CONCLUSIONS:

A. Pelino, Inc. is proposing the renewal of its surface gravel mining operation, including extraction uses. The operation, known as the “Jesse Lee Pit,” is located 26000 Highway 285. The operation includes crushing and milling operations.

B. The operations were originally approved on November 14, 2006 pursuant to Chaffee County Resolution 2006-65 which was approved under a previous land use code. That special use permit expired November 13, 2015.

C. Pursuant to Table 2.2 of the Chaffee County Land Use Code (“LUC”), commercial mining operations require a Major Impact Review outlined in Sections 4.1, 4.2.4 and 4.6 of the LUC and compliance with additional requirements at Sections 7.1, 7.2, 7.4, and 7.8.23 of the LUC. However, Section 4.2.8 provides for an expedited process for renewals of mining extraction permits approved by Special Land Use Permit under prior land use codes (the current LUC was adopted January 7, 2014.)

D. Applicant has submitted everything required under the renewal provision of the LUC. The applicant requested renewal after expiration of the original permit. Applicant seeks a waiver from the requirement of Section 4.2.8.A.1(c) of the LUC, requiring all permits to be continuously current.

E. All applicable notice and public hearing requirements have been satisfied. Specifically, a public hearing was held on March 7, 2017, following publication on January 26, 2017 in The Mountain Mail and Chaffee County Times, both newspapers of general circulation within Chaffee County, for the purpose of receiving public comments with respect to the proposed renewal.

F. The people of Chaffee County have had an opportunity to make public comment for or against adoption of the renewal Permit.

G. The reclamation bond held in connection with the state permitting process provides adequate security pursuant to Section 7.8.23.A.5 to ensure reclamation costs are covered.

H. The Board of Commissioners of Chaffee County (“BoCC”) has reviewed the application and all additional submittals and evidence and finds that all requirements for a renewal of a mining extraction permit renewal have been met, except that the applicable permits and licenses have not been continuously current as noted above.

I. At the hearing held on March 7, 2017, the BoCC directed the County attorney to prepare a written resolution outlining the findings of the BoCC for consideration at the next regular meeting.

J. The record before the BoCC includes the original permit application as amended, the renewal permit application as amended, the Development Services case file, Planning Commission hearing file and testimony and evidence at Board of Commissioner hearings.
Resolution of the

1. Waiver and Approval of Major Impact Review Land Use Change Permit in order to pursue the operation into regulatory compliance, the requirements of Section 4.2.8.A.(6) of the LUC, including 7.8.23, through the implementation of the following conditions of such permit throughout its operation:

The Board of County Commissioners of Chaffee County hereby resolves as follows:

RESOLUTION:
5. **Effective Date.** This Resolution shall be in full force and effect immediately upon adoption by the Board.

ADOPTED AND APPROVED by the Chaffee County Board of County Commissioners on ___________.

BOARD OF COUNTY COMMISSIONERS

[Acting] Chairman

The vote on the above Resolution was as follows:

Commissioner Dave Potts _______
Commissioner Keith Baker _______
Commissioner Greg Felt _______

STATE OF COLORADO, CHAFFEE COUNTY
ATTEST:

The above is a true and correct record of Resolution 20 _____ duly adopted by the Chaffee County Board of County Commissioners by a _______ vote at a regular meeting, properly noticed and held on ___________.

Chaffee County Clerk
Mar 7, 2017

To: Chaffee County Board of County Commissioners

From: Chaffee County Treasurer

The total amount of interest received in Jan., 2017 was $12,586.46

The total amount of interest received year to date is $18,949.61.

Dee Dee Copper
Chaffee County Treasurer
## CHAFFEE COUNTY COLORADO

**Balance Sheet, all funds, Month Ending Feb 28, 2017**

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<td>Road &amp; Bridge</td>
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### ADVANCE COLLECTIONS

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**TOTAL:** 18,487,117.96 **TOTAL:** 18,487,117.96

cc: Frank Holman
Dennis Giese
Dave Potts

Commissioners' File
Dan Short
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<th>FUND</th>
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<th>PRIOR TAX</th>
<th>COLLECTIONS</th>
<th>DISBURSEMENTS</th>
<th>FEES</th>
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<td>Total Disbursements</td>
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<td>$0.00</td>
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<td>Total Other</td>
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<td>Total</td>
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<td>$0.00</td>
<td>$11,244,023.80</td>
<td>$9,912,491.45</td>
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</table>

For the month ending December 31, 2016, and for the County of Chaffee, in the state of Colorado, the above statement is presented. The figures are for the current month and represent the financial information for the county's revenue and disbursements.
### County Veterans Service Officers Monthly Report and Certification of Pay

County of **Chaffee**  
Month of **February 2017**

<table>
<thead>
<tr>
<th>General Information</th>
<th>Request for Medical Records</th>
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<td>Telephone Calls</td>
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<td>Office Visits</td>
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<td>Correspondence Written</td>
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<td>Info/Referral/Inquiries</td>
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<td>VCAA Notice</td>
<td>Widows Pension</td>
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<td>State Benefits</td>
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<tr>
<td>Income Verifications</td>
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<p>| New Claims Initiated                     | DIC                         |
| 21-22 CVA                                 | 21-5234EZ                   | 0 |
| 21-22 others                             | Waivers/Compromise          |    |
| SC Entitlement                            | 21-4138                     | 0 |
| 21-526EZ                                 | 21-5655                     | 0 |
| 21-0966 Informal                         | Appeals                     |    |
|                                          | 21-0985 NOD                 | 0 |
|                                          | VA Form 9                   | 0 |
|                                          | VA Home Loan                |    |
|                                          | 26-1800                     | 0 |</p>
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<td>21-5225 Lump Sum</td>
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<td>29-336 Beneficiary</td>
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<td>21-357</td>
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<tr>
<td>Intermarried Veterans</td>
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Certification by County Veterans Service Officer

I hereby certify, the above captioned monthly report is true and accurate. I have been paid the following amount(s) for the month of **February, 2017** from **Chaffee** county.

<table>
<thead>
<tr>
<th>Description</th>
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<td>Training Conference</td>
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<tr>
<td>Other</td>
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</tr>
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</table>

**TOTAL** $987.75

_________________________  _____________
Signature of County Veterans Service Officer  Date

3/2/17

Certification by County Commissioner or Designee

In accordance with CRS 28-5-707, I hereby certify the accuracy of the Report CVA-26 revised 9-11-2015:

_________________________  ___________________________________
County Commissioner or Designee of  County

_________________________  _____________
Date  

This certification, submitted monthly, properly signed and executed is considered as application for the monetary benefits to the County General Fund in accordance with 28-5-804 (2002) Colorado Revised State Statute.

Submit this form no later than the 15th day the following month.

Mail to:
Colorado Division of Veterans Affairs
Attention: Deputy Director
1355 South Colorado Blvd.
Building C, Suite 113
Denver, Colorado 80222
ARTICLE I. AUTHORITY, PURPOSE AND INTENT

These Regulations are adopted pursuant to the authority granted to the Board of County Commissioners under Section 30-11-107(1)(q), C.R.S. and the Colorado Emergency Medical Services Act, Section 25-3.5-101, et seq., C.R.S.

The purpose of these Regulations is to set forth the requirements for the inspection, licensure and operation of ambulance services, ambulance personnel and ambulance vehicles operating in the County pursuant to the Colorado Emergency Medical Services Act; establish the structure and authority for regulatory oversight; and provide for the development and implementation of high-quality ambulance services for the County.

The Board reserves the right to amend these Regulations, and any other individual conditions of licensing as applied to any particular license, as needed in keeping with its legislative function and in order to implement the policy of the State of Colorado that the regulation and control of ambulance licenses is in the exclusive purview of the Boards of County Commissioners. The Board may grant a variance from the terms of these Regulations if the Board finds such action is necessary to protect the public health, safety, or welfare.

Nothing in these Regulations shall be construed to create a cause of action or civil liability remedy in any person. These Regulations shall not be construed to create a duty to any third party where no such duty otherwise existed. It is the express intention of the Board that any third party receiving services or benefits under these Regulations shall be deemed to be an incidental beneficiary only.

If any of the provisions of these Regulations are determined to be invalid, such determination shall not affect the remaining provisions of these Regulations.

ARTICLE II: DEFINITIONS

As used in these Regulations, unless the context otherwise requires:

A. “Advanced Emergency Medical Technician (AEMT)” means an individual who holds a current and valid Advanced Emergency Medical Technician certificate issued by the Colorado Department of Public Health and Environment and who is authorized to provide limited acts of...
advanced emergency medical care in accordance with 6 CCR 1015-3, Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, or its successor.

BA. "Advanced Life Support (ALS) Ambulance" means a type of permit issued to an ambulance equipped as provided in subsection III.H.6. of these Regulations to provide advanced emergency medical care and staffed by at least one Emergency Vehicle Operator and one AEMT, or other personnel with a higher level of certification or licensure, life support services and staffed by at least one Emergency Vehicle Operator and one EMT-Intermediate, or higher certified or licensed personnel.

CB. "Advanced Life Support (ALS) Ambulance Service" means a type of license issued to an ambulance service that is able to provide advanced emergency medical care in accordance with 6 CCR 1015-3, Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, or its successor, for an AEMT, or other personnel with a higher level of certification or licensure. procedures of an invasive nature, under the scope of practice authorized by the Colorado Board of Medical Examiners for an EMT Intermediate, or higher certified or licensed personnel.

DE. "Ambulance" means any privately or publicly owned land vehicle, especially constructed or modified and equipped, intended to be used, and maintained or operated by an ambulance service for the transportation upon the streets and highways in the County, of individuals who are sick, injured or otherwise incapacitated or helpless.

EG. "Ambulance Service" means the furnishing, operating, conducting, maintaining, advertising, or otherwise engaging in or professing to be engaged in the transportation of patients by ambulance. Taken in context, it also means the person so engaged or professing to be so engaged.

FE. "Ambulance Service License" means the legal document issued to an ambulance service by the County as evidence that the applicant meets the requirements for licensure to operate an ambulance service as defined by County Regulations.

GE. "Automatic Aid" means a written agreement between two or more emergency response agencies that provides for the automatic dispatch of contracting agencies to provide service within specific portions of the service area or under a predetermined set of circumstances.

HG. "Based" means an ambulance service headquartered, having a substation or office, ambulance post or other permanent location in the County, or having a primary response area that includes areas within the jurisdictional boundaries of the County.

IH. "Basic Life Support (BLS) Ambulance" means a type of permit issued to an ambulance equipped as provided in subsection III.H.5. of these Regulations to provide basic emergency medical care and staffed by at least one Emergency Vehicle Operator and one Emergency Medical Technician, or other personnel with a higher level of certification or licensure, to provide basic life support services and staffed by at least one Emergency Vehicle Operator and one Emergency Medical Technician-Basic.
JI. "Basic Life Support (BLS) Ambulance Service" means a type of license issued to an ambulance service that is able to provide basic emergency medical care in accordance with 6 CCR 1015-3, Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, or its successor, for an EMT, or other personnel with a higher level of certification or licensure, those emergency medical procedures under the scope of practice authorized by the Colorado Board of Medical Examiners for EMT-Basic personnel.

KJ. "Board" means the Board of County Commissioners for Chaffee County, State of Colorado.

LK. "County" means Chaffee County, State of Colorado.

M. “Emergency Medical Responder” means an individual who holds a current and valid registration certification as an Emergency Medical Responder (EMR) issued by the Colorado Department of Public Health and Environment and who is authorized to provide care or services as identified in national guidelines for emergency medical response.

NL. "Emergency Medical Technician (EMT)-Basic (EMT-B)" means an individual who holds a current and valid Colorado Emergency Medical Technician-Basic (EMT-B) certificate issued by the Colorado Department of Public Health and Environment and who is authorized to provide basic emergency medical care in accordance with 6 CCR 1015-3, Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, or its successor.

OM. "Emergency Medical Technician-Intermediate (EMT-I)" means an individual who holds a current and valid Colorado Emergency Medical Technician-Intermediate certificate issued by the Colorado Department of Public Health and Environment and who is authorized to provide limited acts of advanced emergency medical care in accordance with 6 CCR 1015-3, Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, or its successor (EMT-I).

N. "Emergency Medical Technician-Paramedic (EMT-P)" means an individual who holds a valid Colorado Emergency Medical Technician-Paramedic (EMT-P) certificate.

PO. "Emergency Vehicle Operator" means any person who holds a current and valid Colorado driver's license and has received special instruction in the operation of emergency vehicles as a part of the emergency medical responder technician curriculum, the emergency medical technician curriculum, or through standardized training in emergency vehicle operations offered by the ambulance service or other recognized program.

Q. “Intravenous Authorization” means a specific authorization granted to an individual who has successfully completed a department-recognized Intravenous Therapy and Medication Administration Course and holds a current and valid Emergency Medical Technician (EMT) certificate issued by the Colorado Department of Public Health and Environment, to perform specific medical acts and administer additional specific medications and classes of medications in accordance with 6 CCR 1015-3, Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, or its successor.

RP. "Licensee" means the person or entity that has been issued a license by the Board to provide ambulance service in the County.
S. "Medical Director" means a licensed physician in good standing authorized to practice in Colorado who establishes protocols and standing orders for medical acts performed by all personnel of an ambulance service and who is specifically identified as being responsible to assure the competency of the performance of the medical acts by such personnel as described in the physician’s medical continuous quality improvement program in accordance with 6 CCR 1015-3, Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, or its successor.

TQ. "Mutual Aid" means a written agreement between two or more emergency response agencies that provides for the contracting agencies to provide service within the service area of each agency upon request.

U. "Paramedic" means an individual who holds a current and valid Paramedic certificate issued by the Colorado Department of Public Health and Environment and who is authorized to provide advanced emergency medical care in accordance with 6 CCR 1015-3, Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, or its successor.

V. "Paramedic with Critical Care Endorsement" means an individual who holds a current and valid Paramedic certificate issued by the Colorado Department of Public Health and Environment, and who has met the conditions relating to critical care defined in 6 CCR 1015-3, Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, or its successor.

WR. "Patient" means any individual who is sick, injured or otherwise incapacitated or helpless.

XS. "Patient Attendant" means the person responsible for providing direct patient care during ambulance transport. The Patient Attendant shall hold a current and valid certification, be certified in Colorado as an Emergency Medical Services provider, Technician-Basic or higher, or hold a medical or nursing license authorizing the holder to practice in Colorado.

T. "Medical Director" means a licensed physician authorized to practice in Colorado who establishes protocols and standing orders for medical acts performed by all personnel of an ambulance service and who is specifically identified as being responsible to assure the competency of the performance of the acts by such personnel as described in the physician’s medical continuous quality improvement program.

UY. "Response Time" means the time lapsed from the time a call for service is placed until the time the service is at the patient’s location.

ZYV. "Service Area" means the geographic area of the County where an ambulance service provides services. Boundaries for service areas may be defined by customary practice or legally established by a Special District or other political subdivision.

ARTICLE III: REGULATIONS

A. Ambulance Service License Required: No person or agency, public or private, shall transport a patient from any point within the County in an ambulance, to any point within or outside the
Chaffee County Resolution 2006-57, 2017-__

County unless that person or agency holds a valid license and permits issued by the County, except as provided in subsection III.C. of these Regulations.

B. Ambulance Permit: No ambulance shall be operated within the County unless a permit has been issued as hereinafter provided.

C. Exceptions to Licensing and Permits Required: In addition the exemptions granted by the State of Colorado pursuant to 6 CCR 1015-3, Chapter 4- Rules Pertaining to Licensure of Ground Ambulance Services, Section 3.2-County Exemptions from Licensure or Permit Requirements12.3.2, or its successor, the provisions of the licensing and permit paragraphs, (A) and (B) above, shall not apply to the following:

1. Vehicles used by other agencies including quick response teams and rescue units that do not routinely transport patients and are only used to transport patients for extrication from areas inaccessible to a permitted ambulance. Vehicles used in this capacity may only transport patients to the closest practical point for access to a permitted ambulance or hospital.

2. Vehicles, including ambulances from another county, used during a major catastrophe or mass casualty incident when the number of permitted ambulances permitted by the County is insufficient.

3. An ambulance service that does not transporting patients from points originating in the County, or transporting a patient originating outside the borders of Chaffee the County.

4. Vehicles used or designated for the scheduled transportation of convalescent patients, individuals with disabilities, or persons who would not be expected to require skilled treatment or care while in the vehicle.

5. Vehicles used solely for the transportation of intoxicated persons or persons incapacitated by alcohol as defined in Section 25-1-301, C.R.S., as amended, but who are not otherwise disabled or seriously injured and who would not be expected to require skilled treatment or care while in the vehicle.

6. Vehicles used for the transportation of persons injured at a mine when the personnel used on the vehicles are subject to the mandatory safety standards of the Federal Mine Safety and Health Administration, or its successor agency.

7. Ambulances operated by a department or an agency of the federal government, originating from a federal reservation for the purpose of responding to, or transporting patients under federal responsibility.

8. Ambulances duly licensed by another jurisdiction providing services in the County pursuant to a mutual aid or automatic aid agreement with an ambulance service licensed in Chaffee the County or otherwise summoned to assist by an ambulance service licensed in Chaffee the County.
49. Short term use of temporary or loaner ambulances supplied by an ambulance manufacturer, dealer or emergency vehicle repair shop for use when an ambulance with a current permit is under repair when such ambulance meets the vehicle and minimum equipment requirements of these Regulations.

D. Ambulance Crew Members Required: No patient shall be transported in an ambulance which is operating in the County unless the ambulance is staffed by a crew consisting of at least one (1) Emergency Vehicle Operator and one (1) Patient Attendant, except under extraordinary circumstances pursuant to 25-3.5-202, C.R.S.

E. Medical Director Required: All ambulance services licensed by the County shall have a single medical director meeting the requirements established by the State of Colorado pursuant to 6 CCR 1015-3, Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, or its successor, to supervise the medical acts of all personnel providing emergency medical care on the ambulance service. The Board, or their authorized representative, shall notify the medical director in writing of any violations of these Regulations by the ambulance service or alleged complaints or violations by individual medical providers operating on an ambulance service. The Board of Medical Examiners to supervise the medical acts of all personnel on the ambulance service pursuant to 3 CCR 713-6, Rule 500, or its successor. The medical director shall be notified in writing by the Board, or their authorized representative, of any violations of these Regulations by the ambulance service or alleged complaints or violations by individual medical providers operating on an ambulance service. The Board shall be informed in writing within thirtyfive (35) business days, in writing, of any changes in Medical Director during the term of the ambulance service license. The Medical Director shall attest in writing to his or her willingness to provide medical oversight and a medical continuous quality improvement for the ambulance service in writing.

F. Insurance: No ambulance service shall operate in the County unless it is covered by workers' compensation insurance, commercial or comprehensive general liability insurance, complying motor vehicle liability insurance, medical malpractice or professional liability insurance, and other insurance policies as may be required by law, in amounts that meet or exceed limits specified in the Workers' Compensation Act, the Governmental Immunity Act, the Motor Vehicle Financial Responsibility Act, or other applicable statutes, furnished by an insurance carrier appropriately licensed to write such policies in Colorado. Every insurance policy required shall provide for continuing liability thereunder to the full amount, notwithstanding any recovery thereon, that the liability of the insured shall not be affected by the insolvency or bankruptcy of the insured and that the insurance company will not be relieved from liability on account of nonpayment of premiums, failure to renew the ambulance service license, or any act or omission of the insured unless the policy is canceled, terminated or revoked with appropriate written notification as required in these Regulations.

The County shall be notified, in writing, thirty (30) days prior to any cancellation, termination, revocation or other material change in coverage.

A certificate of insurance, with the County named as certificate holder, shall indicate the vehicles covered by the policy, type of insurance, policy number(s), policy effective date and expiration date and amount of coverage. Notification of any changes in insurance, including vehicles
covered under the policy, shall be made to the County in writing, and a new certificate of insurance forwarded to the Board within thirty (30) days of the changes.

Proof of insurance shall be filed with the County with the application for an ambulance service license as required in these Regulations.

Each ambulance service shall provide written notice to all personnel regarding the amount of professional liability insurance the ambulance service carries.

The Board may require reasonable additional coverage and proof of insurance at any time it deems necessary to promote the public health, safety and welfare.

G. Ambulance Specification:

1. Ground vehicles obtained, granted a permit and placed in use as ambulances in the County after the effective date of these Regulations shall comply with Federal Motor Vehicle Safety Standards and the ambulance conversion shall meet or surpass the requirements specified in the General Services Administration meet or surpass the requirements specified in Federal Specification KKK-A-1822, National Truck Equipment Association Ambulance Manufacturers Division Standards 001-025, National Fire Protection Association 1917: Standard for Automotive Ambulances, or Commission on Accreditation of Ambulance Services Ground Vehicle Standards, or its successor standards, effective on the date of manufacture or superseding standards established by the State of Colorado effective on the date of the initial ambulance permit application.

2. Ambulances permitted by the County prior to the effective date of these Regulations may continue to be used as ambulances provided that they continue to meet minimum standards for suitability, construction and general condition as determined by the Board.

3. Each ambulance shall clearly display permanent markings on both sides showing the name of the ambulance service under which they are licensed.

4. Each ambulance shall be maintained at all times in a safe operating condition and in compliance with Colorado motor vehicle statutes, rules or regulations. At the time of application for permit the ambulance service shall submit to the County a certificate prepared by a qualified mechanic certifying the ambulance is in a safe operating condition based on the vehicle manufacturer’s specifications, Federal motor vehicle safety standards and Colorado statutes, rules or regulations governing motor vehicles. This opinion shall be based on the vehicle manufacturer’s specifications, standards contained in Colorado Department of Revenue Publication 15, “Rules, Regulations and Requirements for Motor Vehicle Official Inspection Stations”, effective October 1, 1974, or superseding standards as approved by the State of Colorado.

H. Ambulance Equipment: Each ambulance shall be outfitted with the following equipment:

1. Audible and visual warning devices and any special markings to designate it as an ambulance as required by statute for authorized emergency vehicles.
2. Safe tires and, in addition, approved snow tires or chains when weather conditions demand.

3. Appropriate protective occupant restraints for the vehicle operator and any other ambulance personnel.

4. Appropriate protective occupant restraints for patients, accompanying family members or other persons being transported.

5. The minimum required equipment for a Basic Life Support ambulance shall be that listed in the current edition of 6 CCR 1015-3 Chapter 4-Licensure of Ground Ambulance Services, the State Board of Health Rules Pertaining to Emergency Medical Services, 6 CCR 1015-3, or its successor.

6. The minimum required equipment for an Advanced Life Support ambulance shall be that listed in the current edition of 6 CCR 1015-3 Chapter 4-Licensure of Ground Ambulance Services, the State Board of Health Rules Pertaining to Emergency Medical Services, 6 CCR 1015-3, or its successor.

I. Inspections: The Board shall appoint and direct inspectors to inspect any and all ambulances owned, leased, or operated by a licensed ambulance service annually, or more often if required by the Board, to assure compliance with applicable rules and regulations. Inspections may be performed at any time. Any inspection shall be for the purpose of determining that each vehicle is being properly maintained and contains the equipment specified in these Regulations. Maintenance logs, service records and other necessary documents shall be made immediately available to the inspector upon the County inspector's request. Such inspections shall be in addition to other safety or motor vehicle inspections required under Colorado law.

J. General Regulations:

1. No ambulance service shall operate from locations other than those on file with the County nor shall an ambulance service abandon any location without at least thirty (30) days prior notification to the Board.

2. All ambulance services shall have an ongoing medical continuous quality improvement program consistent with the requirements established in accordance with 6 CCR 1015-3 Chapter 2-Rules Pertaining to EMS Practice and Medical Director Oversight, by the Colorado Board of Medical Examiners pursuant to 3 CCR 713-6, Rule 500, 3.2, b, or its successor.

3. Each ambulance service licensed in the County shall document every request for service and complete a patient care report, including the required data and information specified in 6 CCR 1015-3 Chapter 3-Rules Pertaining to Emergency Medical Services Data and Information Collection and Record Keeping, complete a patient care report, including the minimum prehospital care data set described in 6 CCR 1015-3 Section 11, or its successor, for each patient assessed. A copy of the patient care report should be supplied to the receiving facility with the patient but shall, if system operational demands require the crew to
depart before the patient care report is completed, be delivered to the receiving facility within twenty-four (24) hours of the time that the ambulance returned to quarters.

4. Each ambulance service licensed in the County shall complete, provide an organization and submit an agency profile to the Colorado Department of Public Health and Environment pursuant to 6 CCR 1015-3 Chapter 3-Rules Pertaining to Emergency Medical Services Data and Information Collection and Record Keeping, or its successor, Section 12, on an annual basis.

5. Each ambulance service licensed in the County shall provide the required data and information on patient care to the Colorado Department of Public Health and Environment pursuant to 6 CCR 1015-3 Chapter 3-Rules Pertaining to Emergency Medical Services Data and Information Collections and Record Keeping, or its successor, on at least a quarterly basis.

6. Only ambulances meeting Advanced Life Support equipment and staffing requirements at all times and for all responses may display or advertise “Advanced Life Support” or “ALS” services.

6. The Board shall be authorized to establish performance standards, assess financial penalties, promulgate and enforce such rules and regulations as it deems necessary to provide for quality emergency medical services and ensure compliance with Colorado law and any resolution adopted by the Board, which regulate the operation and licensing of ambulance services in the County and to promote the public health, safety and welfare.

8. In order to insure quality emergency medical services, any ambulance service operating within the County must maintain a Response Time for emergency calls of under 30 minutes 90% of the time and a Response Time for non-emergency calls of under four hours 90% of the time.

9. All ambulance services licensed by the County are required to agree to and comply with all provisions of these Regulations, or any amendments thereto, any other conditions pertinent to the license reasonably imposed by the Board and all applicable provisions of Federal, State and local laws, rules and regulations in order to maintain licensure. The Board may also consider medical practices that deviate significantly from accepted standards of care and business practices that pose a risk to the public health, safety and welfare as a violation of these Regulations.
ARTICLE IV- LICENSES AND PERMITS

A. Application for Ambulance Service License: An application for an ambulance service license shall be submitted to the County and shall contain the following information, supporting documents and application fees:

1. Type of license: BLS ambulance service or ALS ambulance service. The type of license will describe the maximum level of service that could be provided at any time by the ambulance service.

2. The name, address, and telephone number(s) and email address of the owner of each ambulance.

3. The name, address, and telephone number(s) and email address of the person applying for the license, hereinafter referred to as the applicant.

4. The name, address, and telephone number(s) and email address of the person who will be in charge of the operation of the ambulance service.

5. The training and experience of the applicant and of the person who will be in charge of the operation of the ambulance service.

6. If the owner of an ambulance or the applicant is a partnership, the name and address of each partner. If the owner of an ambulance or the applicant is a corporation, the name and address of each stockholder owning ten percent (10%) or more of the outstanding stock of each such corporation and the name and address of each director of the corporation. If the owner of an ambulance or the applicant is a government, the name and address of each member of the governing board.

7. The trade or other name, if any, under which the applicant does business or proposes to do business.

8. A completed ambulance vehicle permit application for every ambulance to be used by the applicant in providing service in the County.

9. The location and description of the place or places from which it is intended to operate the ambulance service.

10. For a new application, certificates of inspection or other documentation that the physical inspection of the ambulance(s), equipment and location(s) of the applicant has been completed and the ambulance(s), equipment and location(s) were found to be in compliance with the provisions of these Regulations.

11. The area to be served by the ambulance service.

12. The name, address, and telephone number(s) and email address of the ambulance service medical director.
13. Written attestation by the medical director of willingness to provide medical oversight and a medical continuous quality improvement program for the ambulance service.

14. For a new license application, a service plan demonstrating the need for services to be provided, pro forma income statements, proposed operating budgets, balance sheets, bank records or other financial information as may be reasonably requested by the Board sufficient to demonstrate the ambulance service’s ability to operate and respond within the area to be served.

For a renewal license application, an income statement, balance sheet and other financial information from the most recent for the last fiscal year, an operating budget for the current year and any other financial documents required by the Board as reasonably necessary sufficient to demonstrate the ambulance service’s ability to continue operations and respond within the area to be served.

15. Certificates of insurance as required by these Regulations.

16. A list of ambulance agencies, fire departments, special districts and other EMS providers with which the applicant has mutual aid or automatic aid agreements.

17. For a new license application, payment of a new ambulance service license fee in the amount of two thousand dollars ($2,000.00) plus an ambulance permit fee of one hundred dollars ($100.00) per basic life support ambulance or an ambulance permit inspection fees of two hundred dollars ($200.00) per advanced life support ambulance.

For a renewal license application, payment of an ambulance service license renewal fee in the amount of one hundred dollars ($100.00) plus ambulance inspection fees of one hundred dollars ($100.00) per basic life support ambulance or an ambulance permit fee of two hundred dollars ($200.00) per advanced life support ambulance. No fee shall be required for the licensing renewal of any ambulance service or the renewal of any ambulance permit for an ambulance service operated by a municipality, special district or other political subdivision, or volunteer or not-for-profit corporation that provides ambulance services in the County.

Payment of applicable license fees shall be made in United States currency or a check payable to Chaffee County.

18. For a new license application, documentation indicating that the applicant is able to comply with the Response Time protocols listed in Article III. For a renewal license applicant, documentation showing total calls in Chaffee County and average, maximum and minimum Response Times. Such documentation shall be provided monthly during the license term.

19. The following shall be available for inspection:
a. A list of all emergency personnel who may be called upon to respond to an emergency calls with the ambulance service. This list shall include the following information:

i. complete name, address, and date of birth.

ii. the current training level.

b. The ambulance service shall maintain documentation for all emergency personnel who may be called upon to respond to an emergency with the ambulance service demonstrating their qualifications. The documentation shall include the following information:

i. a copy of a current Colorado Emergency Medical Technician certificate, or Emergency Medical Responder registration, First Responder course completion certificate; Cardiopulmonary Resuscitation card issued by the American Heart Association, American Red Cross or other equivalent nationally-recognized training program; nursing or medical license and other documentation demonstrating the ambulance personnel are qualified to provide services.

ii. copy of a valid Colorado driver's license.

c. A complete copy of the ambulance service’s medical treatment protocols. A copy shall be provided to the Board upon request.

B. Issuance of a New Ambulance Service License: Upon receipt of a complete application for a license to provide ambulance services and payment of licensing and permit fees, the Board shall review the application, the applicant’s record and hold a public hearing to allow input from interested parties. No license shall be granted unless the application demonstrates complete compliance with this resolution and applicable laws. Each license shall be granted by resolution of the Board and shall be valid for a period of twelve (12) months following the date of issue providing that the ambulance service personnel, vehicle(s), equipment, and location comply with the requirements of these Regulations.

C. Ambulance Service License Renewal: Application for renewal shall be filed annually, but not less than thirty (30) days before the date the license expires. Renewal notices shall be sent by the Board to all agencies who currently hold a license or permit, sixty (60) days prior to expiration. Unless revoked by the Board, any license issued by the County may be renewed by submitting to the County a completed application for renewal containing the required information, necessary supporting documents and application fees.

D. Issuance of a Renewal Ambulance Service License: The Board shall review the application, the applicant’s record and hold a public hearing to allow input from interested parties. A license renewal shall be granted by resolution of the Board and shall be valid for a period of twelve (12) months following the date of issue providing that the ambulance service personnel, vehicle(s), equipment, and location comply with the requirements of these Regulations.
E. Ambulance Vehicle Permits: An application for an ambulance permit shall be submitted to the County and shall contain the following information, supporting documents and application fees, if any:

1. Type of permit: BLS ambulance or ALS ambulance. The type of permit will describe the maximum level of service that could be provided at any time by that vehicle and appropriate staff.

2. The name, address, and telephone number(s) and email address of the owner of the ambulance.

3. The name, address, and telephone number(s) and email address of the person applying for the license, hereinafter referred to as the applicant.

4. The trade or other name, if any, under which the applicant does business or proposes to do business.

5. A description of the ambulance, including make, model, year of manufacture, vehicle identification number, Colorado license plate number for the current year, ambulance type, the length of time the vehicle has been in use, and the color scheme, insignia, name, monogram, and other distinguishing characteristics used to designate the vehicle.

6. Certificate of inspection or other documentation that the physical inspection of the ambulance equipment has been completed and the ambulance and equipment were found to be in compliance with the provisions of these Regulations.

7. Certificate of inspection by a qualified mechanic, an inspection by the Colorado State Patrol Motor Carrier Safety Section or other documentation attesting that the ambulance is in a safe operating condition based on the vehicle manufacturer's specifications, Federal Motor Vehicle Safety Standards and Colorado Statutes, rules or regulations governing motor vehicles. This opinion shall be based on the manufacturer's specifications, standards contained in Colorado Department of Revenue publication 15, "Rules, Regulations and Requirements for Motor Vehicle Official Inspection Stations," effective October 1, 1974, or superseding standards as approved by the State of Colorado.

8. For an ambulance permit application submitted at a different time than not included in the ambulance service license application, payment of an ambulance permit fee of one hundred dollars ($1200.00) per basic life support ambulance or an ambulance permit fee of two hundred dollars ($200.00) per advanced life support ambulance. Payment shall be made in United States currency or a check payable to Chaffee County; provided, however, that no fee shall be required for the renewal of any ambulance permit for an ambulance service operated by a municipality, special district or other political subdivision, or volunteer or not-for-profit corporation that provides ambulance services in the County. No fee shall be required for the granting of an ambulance permit for a replacement ambulance when such replacement results from the accidental loss or routine retirement of an ambulance with a current permit.
F. **Issuance of Ambulance Vehicle Permits:** The Board shall review the application. An ambulance vehicle permit shall be granted by resolution of the Board and shall be valid for a period of twelve (12) months following the date of issue or the remaining term of the applicant’s ambulance service license providing that the vehicle and equipment comply with the requirements of these Regulations.

G. **Transfer of License or Permits:** No license or permit issued by the Board shall be sold, assigned, or otherwise transferred.

H. **Change of Ownership:** Change of ownership shall require a new application license and payment of license fees. Any sale or exchange of stock in excess of twenty-five percent (25%) of the total outstanding stock of a corporation to anyone other than an existing stockholder at the time of the original issuance of license shall be deemed a change of ownership for the purpose of these Regulations. Any change of ownership of any transfer of stock ownership of ten percent (10%) or more shall be reported in writing to the Board within thirty (30) days of such change or transfer.

I. **Reciprocity:** The Board may issue an ambulance service license and ambulance permit(s) to an ambulance service licensed by another Colorado county, or adjacent jurisdiction upon a finding that the requirements in the county or adjacent jurisdiction are substantially equivalent, and the ambulance service agrees to comply in full with these Regulations. An ambulance service license and ambulance permit(s) may be issued by completing the application requirements and payment of the appropriate fee, if any, as specified in these Regulations.

**ARTICLE V: COMPLAINTS**

A. **Origination of Complaints:** Alleged violation of these Regulations by a licensed ambulance service, individual medical providers on a licensed ambulance service, or of an ambulance service operating in the County without a license, may be made in writing by any party and addressed to the Board, or by the Board on its own initiative. Any individual bringing a matter of medical competency to the Board shall waive the right of patient confidentiality as a condition of complaint submission and subsequent investigation. If any legal action is filed against a licensed ambulance service in a court of the United States, the State of Colorado or any of its political subdivisions, the licensee shall notify the Board within ten (10) business days. A violation of these Regulations shall not be presumed based on the allegation. In the event that a judgment is entered against the licensee, the licensee shall file a copy of the findings of fact, conclusions of law and order of the court with the Board within ten (10) business days. A violation of these Regulations shall not be presumed based on the action. If the action results in a suspension or revocation of the ambulance service license by another jurisdiction, the licensee shall file a copy of the record of the adverse action with the Board within ten (10) business days.

B. **Validation of Complaints:** The Board, or its designee, shall complete an initial review of the complaint, judgment or adverse action within five (5) business days to determine if it constitutes a violation of these Regulations and has sufficient foundation to warrant a complete investigation. Any apparent violation of these Regulations having sufficient factual basis shall
be fully investigated by the Board. Allegations of violations outside the purview of the Board shall be returned to the complainant for referral to the appropriate authority or jurisdiction. The Board shall notify the complainant in writing if the allegation lacks sufficient basis to warrant investigation. The Board shall notify the licensee in writing if a judgment or adverse action filed with the Board does not constitute a violation of these Regulations.

C. Investigation of Complaints: The Board shall notify the complainant in writing that the allegation is sufficient to warrant a full investigation. Upon initiation of a full investigation, the Board shall notify the ambulance service and the medical director for the ambulance service of the alleged violation in writing. The Board shall commence action against the ambulance service or unlicensed ambulance service if the allegation is determined to be a violation of these Regulations or, at its discretion, may provide a reasonable period of time for the licensee to cure any violation or to implement corrective measures to bring the licensee's business activities into conformance with these Regulations before commencing action to suspend or revoke a license or permit. The Board may forego further hearing or action against the license or permit upon confirmation that the licensee has cured the violation and satisfied any conditions reasonably imposed by the Board. The Board shall notify the complainant in writing if an investigation determines that the allegation fails to constitute a violation of these Regulations or that the licensee has cured the violation.

ARTICLE VI: PROCEDURES FOR REVOCATION OR SUSPENSION

A. Authority: The Board may, on its own initiative or upon written complaint made by any party, temporarily suspend, suspend for a definite period, or revoke any license or permit issued pursuant to these Regulations, assess fees or impose financial penalties upon a determination that a violation of these Regulations by a licensed ambulance service or by individual medical providers on a licensed ambulance service has occurred.

B. Temporary Suspension: Without prior notice to the licensee and upon determination that a violation that poses immediate threat to the public health, safety and welfare has occurred, the Board may temporarily suspend any license or permit. Such temporary suspension shall be effective upon delivery of written notice to the licensed ambulance service by the Board. The temporary suspension shall be valid until a final decision concerning suspension or revocation of the license. No temporary suspension shall be valid for more than thirty (30) days or until a final decision by the Board concerning suspension, or reinstatement, but no temporary suspension shall be valid for more than thirty (30) days, whichever period is longer. Any written notice of temporary suspension shall also provide notice of the time, date, and place of a hearing before the Board to consider the suspension or revocation of the license. Except upon written consent of the licensee, the hearing shall be held not more than ten (10) business days following the effective date of the temporary suspension.

C. Suspension for Definite Period or Revocation of License: Following notice to the licensee and a public hearing at which the licensee shall be afforded an opportunity to be heard, the Board may suspend or revoke any license or permit. Any suspension or revocation shall require a finding by the Board of a violation of these Regulations based upon the evidence presented at the hearing. Suspension shall be for a specific and definite period of time not to exceed any remaining current license period. The County shall bear the burden of proof of a violation.
justifying any suspension or revocation of a license or permit. Issuance of a temporary suspension shall not be a prerequisite to the conduct of a hearing to consider the suspension or revocation of a license or permit.

D. Financial Penalties: To protect the public health, safety and welfare, the Board may adopt a schedule of fees and financial penalties. Any fees or financial penalties collected by the County are to be held in a segregated fund specifically to pay any costs to enforce this Resolution including compensation to an alternate ambulance provider for services rendered to the County. The Board has the authority, at its sole discretion, to reduce, defer or waive fees or penalties for good cause or to protect the public health, safety and welfare.

E. Hearings: All suspension or revocation hearings shall be open to the public and shall be conducted in accordance with the Colorado Open Meetings Act. The Board shall be authorized to administer oaths and issue subpoenas to require the attendance of witnesses and the production of papers, books, and records necessary to the determination of any issue at any hearing.

E. Surrender of License or Permit: Following receipt of a written notice of suspension or revocation, the licensee shall surrender and deliver its license and all ambulance permits to the Board within forty-eight (48) hours.

F. Notices: Any notice issued pursuant to these Regulations shall be made in writing and provided to the licensee and the medical director at the address listed in the application for license. The Board shall use its best efforts to immediately notify in writing any communications center, and notify within three (3) business days any first response agencies, mutual aid agencies, local law enforcement agencies, hospitals and medical directors of any suspension or revocation. The Board may send notice to a local or County Emergency Medical Services Council, Regional Emergency Medical and Trauma Services Advisory Council, Coordinator, Colorado Board of Medical Examiners, Colorado Department of Public Health and Environment or other interested parties; provided, however, that such notice shall not entitle these parties to a right to participate in any hearing concerning suspension or revocation of a license.