

**TOWN OF LIMON
BOARD OF TRUSTEES
Regular Meeting
October 8, 2009**

Notice of this meeting was published in the Limon Leader on October 8, 2009.

Mayor Beattie called the meeting to order at 7:00 p.m.

ROLL

Town Clerk Chris Snyder called roll. Members of the Board present: Mayor Beattie; Trustees: Hawthorne, King, Metcalf and Williams. Trustees Coonts and Hendricks were absent.

STAFF

Staff present: Town Manager Stone, Assistant Manager Kiely, Attorney Kimble, Chief of Police Yowell and Town Clerk Snyder.

GUESTS

Kay Christie, Maximillian Cooper, George Smith and Greg Bailey.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

Trustee King moved to approve the minutes for September 3, 2009 changing W to an S; seconded by Trustee Hawthorne. Motion carried unanimously.

TEN MINUTE CITIZEN INPUT

None.

LIQUOR LICENSE RENEWAL FOR PIZZA HUT

Trustee Metcalf moved to approve the liquor license renewal for Pizza Hut; seconded by Trustee Williams. Motion carried unanimously.

PUBLIC HEARING; SITE DEVELOPMENT PLAN FOR APPROVAL TO ADD 32 NEW APARTMENT UNITS AS A PHASE II TO SMOKEY TRIAL VILLAGE

Mayor Beattie opened the public hearing at 7:05 p.m.

The application for a site development plan, requests to add 32 new apartment units as Phase II to Smokey Trail Village. Site amenities included a grass play area, picnic pavilion, covered parking and additional parking stalls.

Assistant Manager Kiely reported that the application is not an application for vested rights under Article 68 of Title 24, C.R.S., which established a vested property right to undertake and complete development of real property under the terms and conditions of a Site Specific development Plan. No vested rights shall be created within the Town of Limon except through a SSDP.

This application is the first site plan ever considered and is under Chapter IV – Site Plans in the Land Development Code of the Town of Limon.

He talked about access issues at Site 1 and the Town has tried to improve access in the new site plan and has addressed emergency access.

He asked the Board if they wanted to read the staff memo and ask questions or if they wanted him to go through it aloud. Board decision was to read the memo. The set of criteria the board is required to look at in the review of all site plans was included in the memo.

After review of the staff memo by the Board, discussion continued.

Kiely reported the Planning Commission recommended approval of the Site Plan as requested with the following stipulations:

- This approval does not include final approval of stormwater, utility, and building plans.
- This approval does not include a required administrative replat that must be completed before a building permit is issued.
- The final site development plan submitted to the Board of Trustees shall include location(s) and screening plan for refuse waste areas.

Staff is requiring them to do a stormwater plan, utility plan, and building code review and shall submit a minor replat before construction begins. Town Manager Stone spoke about the picnic area and how easement issues would be addressed.

Assistant Manager Kiely reported the Planning Commission recommended approval. The developer prior to the meeting has addressed the third stipulation regarding refuse waste areas.

George Smith, who is developing the property and representing the owner of the property, was present and addressed a question about a holding pond for stormwater. He reported a waiting list of twenty people who are wanting to rent apartments.

There were no other comments from the public.

Mayor Beattie closed the public hearing at 7:40 p.m.

Trustee King moved to approved the site plan as submitted with the following stipulations:

- Final approval of the stormwater, utility and building plans
- Completion of the required administrative replat

Trustee Williams seconded the motion. Motion carried unanimously.

PLANNING COMMISSION APPOINTMENT

Trustee Metcalf moved to appoint Rick Sandersfeld to a five-year term on the Planning Commission to expire 11/2012; seconded by Trustee Hawthorne. Motion carried unanimously.

ATTORNEY'S REPORT

Attorney Kimble report on a municipal court case.

ADMINISTRATION REPORTS

Chief Yowell

- Stolen car report

Town Manager Stone

- Potential sale of ambulance
- CML Policy Appointment
- Applicants for Best & Brightest intern program
- Letter from Groundwater Commission to Upper Big Sandy regarding surface water
- Well Measurements
- Golf income & expense
- Budget Workshop

Assistant Manager Kiely

- Ports to Plains update

MAYORS REPORT

Mayor Beattie talked about the Progressive 15 appointment process.

TRUSTEES REPORT

Trustee Metcalf asked about the trailers that are being dismantled at the trailer park.

Trustee Hawthorne expressed thanks to the state for fixing some of the highway pans.

Trustee King asked about the gravel road at the airport.

APPROVAL OF BILLS

Trustee Hawthorne moved to approve the bills that were submitted for the month of September; seconded by Trustee King. Motion carried unanimously.

ADJOURNMENT

Trustee Williams moved to adjourn at 8:30 p.m.; seconded by Trustee Hawthorne. Motion carried unanimously.

TOWN CLERK _____

MAYOR _____