



Council may take formal action on any item appearing on this Agenda. However, formal action WILL NOT be taken at this meeting on any item of business first identified during the course of the meeting as a change to the Agenda, other business, or Citizen, Councilmember and Staff Comments.

A G E N D A

**Delta City Council
Regular Meeting**

**March 15, 2016
7:00 p.m.**

- A. Pledge of Allegiance**
- B. Changes to the Agenda**
- C. Minutes**
- D. Citizen Comments**
- E. Resolution #2, 2016; Intergovernmental Agreement for Access Control Plan**
- F. Ordinance #3, 2016; Second and Final Reading
Sign Code**
- G. Approval of Mediator for Stantec Litigation**
- H. Special Permit for Temporary Closure; Delta Area Chamber of Commerce**
 - **Downtown Delta Fest; Main Street from 7th Street to 3rd Street**
 - **Deltarado Days Street Dance;**
 - **Deltarado Days Parade; Main Street from 9th Street to 2nd Street**
 - **Parade of Lights; Main Street from 9th Street to 2nd Street**
- I. Liquor License Renewals:**
 - **Tavern; Hoolie's Place**
 - **Tavern; CB's Tavern**
 - **Hotel/Restaurant; Daveto's Italian Restaurant**
- J. Report of Changes on Liquor License; City Market #4**
- K. City Attorney Comments**
- L. City Manager Comments**
- M. Councilmember Comments**

Item A:

Pledge of Allegiance



Item B:

Changes to the Agenda

Mayor Ed Sisson called the meeting to order at 7:00 p.m. Also present were Councilmembers Bill Raley, Robert Jurca, Mary Cooper, and Ray Penick along with City Manager David Torgler and City Attorney David McConaughy. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

Pledge of Allegiance

The Mayor led everyone present in the Pledge of Allegiance.

Changes to the Agenda

There were none.

Minutes

It was moved by Councilmember Penick and seconded by Councilmember Jurca to approve the minutes of the February 16, 2016 regular meeting as submitted by the Clerk. All in favor, motion carried.

Citizen Comments

There were none.

Presentation from the Colorado Association of Municipal Utilities

Utilities Director Steve Glammeyer presented Council with a sign from the Colorado Association of Municipal Utilities.

Public Hearing: Community Development Block Grant Citizen Participation Plan

The Mayor recessed the regular meeting and convened a public hearing.

The Clerk stated that the one of the requirements for the Community Development Block Grant is that the Council hold two public hearings and adopts a citizen participation plan. The plan is a template that the Department of Local Affairs uses for all CDBG awards. The next hearing will be near the end of the project.

The Mayor called for public comment and when there was none he closed the public hearing and reconvened the regular meeting

It was moved by Councilmember Jurca and seconded by Councilmember Raley to adopt the citizen participation plan. All in favor, motion carried.

Abraham Connection Update

Cheryl Oeltjenbruns and Kami Collins with the Abraham Connection presented Council an update of the Abraham Connection. They reported that the shelter has had record numbers this year. They thanked all their volunteers and donors.

Regular Meeting, Delta City Council, March 1, 2016 (cont.)

**Ordinance #3, 2016; First Reading
Sign Code**

Ordinance #3, 2016

AN ORDINANCE OF THE CITY OF DELTA, COLORADO, HEREBY DELETING CHAPTER 17.68 OF THE DELTA MUNICIPAL CODE IN ITS ENTIRETY AND ADOPTING A NEW CHAPTER 17.68 OF THE DELTA MUNICIPAL CODE PERTAINING TO THE REGULATION OF SIGNS ON PROPERTY WITHIN THE CITY LIMITS AND AMENDING CHAPTER 17.04.240.A.6

was read by the Clerk.

City Attorney David McConaughy stated that the Supreme Court issued an Order in a case in Gilbert, Arizona holding that it was content based and therefore unconstitutional to have different rules for different categories of signs. He worked with staff and the planning commission to prepare the current revision of the sign code for the City of Delta.

Mayor Sisson questioned if the signs that are existing will be grandfathered in.

Community Development Director Glen Black stated that some will be. There will be a grandfathered period but not indefinite. The deadline will be around October. He explained that the new code will also allow the city to monitor those signs on closed businesses.

Councilmember Jurca questioned if signs that are on back of pickup trucks, off site, will not be allowed.

Mr. Black stated that those signs will no longer be allowed.

Councilmember Penick questioned if a permit is required to replace damaged signs.

Attorney McConaughy stated that if a permit was required initially then a permit would be required to repair or replace the damaged sign.

Councilmember Penick also questioned calculating the size of a circular sign under 17.68.080.

Mr. Black stated that the enclosed chart would answer that question.

Councilmember Penick stated that on page 7 the code would prohibit any text, graphic that is unlawful under local, state or federal law. He questioned if Delta were to allow marijuana shops, they would not be able to put up a sign.

Attorney McConaughy stated that is correct.

Councilmember Penick questioned how sign maintenance would be enforced.

Regular Meeting, Delta City Council, March 1, 2016 (cont.)

Ordinance #3, 2016; First Reading (cont.)
Sign Code

Attorney McConaughy stated that it would fall under the general municipal ordinance penalty. It will be complaint driven.

Mr. Black stated that staff could add a provision in the nuisance section regarding signs for second reading of the ordinance.

Councilmember Jurca questioned whether a permit would be required for larger political signs.

Mr. Black stated that the square footage would need to be taken into consideration.

There was additional discussion regarding signs regarding a permit.

It was moved by Councilmember Raley and seconded by Councilmember Penick to adopt Ordinance #3, 2016 on first reading. Roll call vote: Councilmembers Cooper, aye; Raley, aye, Penick, aye; Jurca, aye and Sisson, aye. Motion carried.

City Attorney Comments

There were none.

City Manager Comments

Manager Torgler reported on the following items:

- Staff is preparing for mediation with the Stantec litigation which will take place in late May.
- Irv Halter, Executive Direction of the Department of Local Affairs toured Delta County.
- A letter was received regarding a junk yard near Hwy 348. Code enforcement is investigating and following up.
- The DMEA litigation is moving forward.
- The Chamber of Commerce has provided a list of upcoming events.

Councilmember Comments

Councilmember Cooper commented on Mr. Halter's visit. She also commented on the speech meet that the high school held Saturday.

Councilmember Penick thanked staff, the planning commission and the city attorney for the efforts in getting the sign code updated.

Mayor Sisson also commented on Mr. Halter's visit.

The meeting was adjourned at 7:30 p.m.

Jolene E. Nelson, CMC, City Clerk

Item D:

Citizen Comments



MEMO

To: City Council
From: Steve Glammeyer, P.E., Utilities/Public Works Director
Date: March 15, 2016
Subject: Resolution #2, 2016



Utilities/Public Works Department

Recommendation:

Staff is recommending adoption of Resolution 2, 2016 which will adopt the attached intergovernmental agreement (IGA) for the new access control plan (ACP).

Background:

Back in early 2015, staff began the process of working with the Colorado Department of Transportation (CDOT), Delta County (County) and City staff to create a new ACP for the northern portions of U.S Highway 50 (from S.H. 92 north to Starr Nelson Road) and for a portion of S.H. 92 (from U.S. 50 to 2000 Road) in order to better plan for accesses from/to the various highways segments. CDOT, the County, and the City each paid a portion of the cost for Stolfus and Associates (Stolfus) to help create the plan.

During this process, staff met with representative from CDOT and the County numerous times to draft the plan. Once a draft plan was established, staff from all three entities met in 2 open houses to present the plan to the public. Every access owner was invited to both public open houses via U.S. mail. Additionally, notices were placed on the various entities websites and in the local newspaper to invite the general public. Additionally, specific one-on-one meetings were scheduled with any affected access owner, if requested, and also with various agencies such as DCED, all emergency services, ditch companies, etc.

Staff took the many comments from the public and one-on-one meetings and incorporated as many of them as possible. Some of the comments or changes requested could not be incorporated as they did not keep with the needs of the plan. Tonight, the plan is before this body for adoption, via the attached IGA. The plan, being a rather large document, is available for viewing at <https://stolfusandassociates.sharefile.com/d-se1494c0bfde47d4a>. The IGA is also being adopted by each of the other entities at meetings in the very near future. Once the plan is fully adopted by all agencies, staff will have hard copies made and available for public review at any time at City Hall. Additionally, staff will have the plan available on the City website.

Staff will be present to answer any questions regarding the final plan. Additionally, representatives from Stolfus and CDOT will be available as well.

Cost:

There will be no cost to adopt the IGA.

Alignment With Strategic Planning:

Creation of this plan, along with the access flexibility it provides, aligns with many ideals of the City included in the Comprehensive Plan.

Actions To Be Taken if Approved:

The Mayor will need to sign the IGA. Once the IGA has been approved by the other agencies, staff will have copies of the plan printed and made available for the public at City Hall as well as a copy provided on the website.

Resolution #2, 2016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DELTA, COLORADO, APPROVING EXECUTION OF THE INTERGOVERNMENTAL AGREEMENT AMONG THE CITY OF DELTA, COLORADO, THE COUNTY OF DELTA, COLORADO, AND THE STATE OF COLORADO DEPARTMENT OF TRANSPORTATION

WHEREAS, the City of Delta, Colorado, the Delta County, Colorado, and the State of Colorado Department of Transportation (collectively the "Agencies") desire to provide for the coordinated regulation of vehicular access for the section of United States Highway 50 between Starr Nelson Road and Colorado State Highway 92 and for the section of Colorado State Highway 92 between United States Highway 50 and 2200 Road/Austin Road, which is within the jurisdiction of the Agencies; and

WHEREAS, the Agencies are authorized by the provisions of Article XIV, Section 18(2)(a), Colorado Constitution, and Sections 29-1-201, et. seq., C.R.S., to enter into contracts with each other for the performance of functions that they are authorized by law to perform on their own; and

WHEREAS, each Agency is authorized by Section 43-2-147(1)(a), C.R.S., to regulate access to public highways within its jurisdiction; and

WHEREAS, the Delta City Council desires to approve an intergovernmental agreement among the Agencies as attached hereto.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DELTA as follows:

Section 1. That the City of Delta, Colorado, hereby approves and authorizes the Mayor and City Clerk to execute the Intergovernmental Agreement among the City of Delta, Colorado, the Delta County, Colorado, and the State of Colorado Department of Transportation attached hereto as Exhibit 1.

ADOPTED this 15th day of March, 2016, by the Delta City Council.

Mayor

ATTEST:

City Clerk

**INTERGOVERNMENTAL AGREEMENT
AMONG
THE CITY OF DELTA,
THE COUNTY OF DELTA,
AND
THE STATE OF COLORADO
DEPARTMENT OF TRANSPORTATION**

THIS AGREEMENT (hereinafter referred to as the "Agreement") is entered into effective as of the date defined below by and among the City of Delta and the County of Delta (hereinafter referred to collectively as the "City and County"), and the State of Colorado, Department of Transportation (hereinafter referred to as the "Department"), said parties being referred to collectively herein as the "Agencies."

RECITALS:

WHEREAS, The Agencies are authorized by the provisions of Article XIV, Section 18(2)(a), Colorado Constitution, and Sections 29-1-201, et. seq., C.R.S., to enter into contracts with each other for the performance of functions that they are authorized by law to perform on their own; and

WHEREAS, Each Agency is authorized by Section 43-2-147(1)(a), C.R.S., to regulate access to public highways within its jurisdiction; and

WHEREAS, The coordinated regulation of vehicular access to public highways is necessary to maintain the efficient and smooth flow of traffic without compromising pedestrian and alternative modes of transportation circulation, to reduce the potential for traffic accidents, to protect the functional level and optimize the traffic capacity, to provide an efficient spacing of traffic signals, and to protect the public health, safety and welfare; and

WHEREAS, The Agencies desire to provide for the coordinated regulation of vehicular access for the section of United States Highway 50 between Starr Nelson Road (RP 63.586) and Colorado State Highway 92 (RP 70.919) and for the section of Colorado State Highway 92 between United States Highway 50 (RP 0.000) and 2200 Road/Austin Road (RP 6.938) (hereinafter referred to as the "Segments"), which is within the jurisdiction of the Agencies; and

WHEREAS, The Agencies desire to collaborate to assure all transportation modes including pedestrian, bicycle, vehicle, and mass transit are given sufficient consideration and adequate funding support with each transportation improvement project that affects access within the identified project limits; and

WHEREAS, The Agencies are authorized pursuant to Section 2.12 of the 2002 State Highway Access Code, 2 C.C.R. 601-1 (the "Access Code") to achieve such objective by written agreement among themselves adopting and implementing a comprehensive and mutually acceptable highway access control plan for the Segments for the purposes recited above; and

WHEREAS, The development of this Access Control Plan adheres to the requirements of the Access Code, Section 2.12.

NOW THEREFORE, for and in consideration of the mutual promises and undertakings herein contained, the Agencies agree as follows:

1. The Access Control Plan dated March 9, 2016 for the Segments (hereinafter referred to as the “Access Control Plan”) is attached hereto as Exhibit A and incorporated herein.
2. The Agencies shall regulate access to the Segments in compliance with the Access Control Plan, the Highway Access Law, section 43-2-147, C.R.S., (the “Access Law”) and the applicable sections of the Access Code. Vehicular access to the Segments shall be permitted when such access is in compliance with the Access Control Plan, the Access Law and the applicable sections of the Access Code.
3. Accesses that were in existence in compliance with the Access Law prior to the effective date of this Agreement may continue in existence until such time as a change in the access is required by the Access Control Plan or in the course of highway reconstruction. When closure, modification, or relocation of access is necessary or required, the Agency(ies) having jurisdiction shall utilize appropriate legal process to effect such action.
4. Actions taken by any Agency with regard to transportation planning and traffic operations within the areas described in the Access Control Plan shall be in conformity with this Agreement. Per Section 2.12 (3) of the Access Code, design waivers may be approved if agreed upon by the Agencies having jurisdiction.
5. Parcels of real property created after the effective date of this Agreement that adjoin the Segments shall not be provided with direct access to the Segments unless the location, use and design thereof conform to the provisions of this Agreement.
6. This Agreement supersedes and controls all prior written and oral agreements and representations of the Agencies concerning regulating vehicular access to the Segments. This agreement may be amended or terminated only in writing executed by the Agencies with express authorization from their respective governing bodies or legally designated officials. To the extent the Access Control Plan, attached as Exhibit A to this Agreement, is modified by a change, closure, relocation, consolidation or addition of an access, the Agencies may amend the attached Exhibit A so long as the amendment to the Access Control Plan is executed in writing and amended in accord with the Access Law and Access Code. The Access Control Plan Amendment Process has been included in Exhibit B. This Agreement is based upon and is intended to be consistent with the Access Law and the Access Code as now or hereafter constituted. An amendment to either the Access Law or the Access Code that becomes effective after the effective date of this Agreement and that conflicts irreconcilably with an express provision of this Agreement may be grounds for revision of this Agreement.

7. This Agreement does not create any current financial obligation for any Agency. Any future financial obligation of any Agency shall be subject to the execution of an appropriate encumbrance document, where required. Agencies involved in or affected by any particular or site-specific undertaking provided for herein will cooperate with each other to agree upon a fair and equitable allocation of the costs associated therewith, however, notwithstanding any provision of this Agreement, no Agency shall be required to expend its public funds for such undertaking without the express prior approval of its governing body, director, and if required, state controller. All financial obligations of the Agencies hereunder shall be contingent upon sufficient funds therefore being appropriated, budgeted, and otherwise made available as provided by law.
8. Should any one or more sections or provisions of this Agreement be judicially determined to be invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Agreement, the intention being that the various provisions hereof are severable.
9. This Agreement supersedes and controls all prior written and oral agreements and representations of the Agencies and constitutes the whole agreement between them with respect to the subject matter of this instrument. No additional or different oral representation, promise or agreement shall be binding on either Agency. This Agreement may be amended or terminated only in writing executed by the Agencies on express authorization from their respective governing bodies or legally designated officials.
10. By signing this Agreement, the Agencies acknowledge and represent to one another that all procedures necessary to validly contract and execute this Agreement have been performed, and that the persons signing for each Agency have been duly authorized by such Agency to do so.
11. No portion of this Agreement shall be deemed to constitute a waiver, express or implied, of any of the immunities, rights, benefits, protections or other provisions of the Colorado Governmental Immunity Act, C.R.S. Section 24-10-101, et. seq. Nor shall any portion of this Agreement be deemed to have created a duty of care that did not previously exist with respect to any person not a party to this Agreement.
12. It is expressly understood and agreed that the enforcement of the terms and conditions of this Agreement, and all rights of action relating to such enforcement, shall be strictly reserved to the undersigned parties and nothing in this Agreement shall give or allow any claim or right of action whatsoever by any other person not included in this Agreement. It is the express intention of the undersigned parties that any entity other than the undersigned parties receiving services or benefits under this Agreement shall be an incidental beneficiary only.
13. This Agreement may be executed in counterparts, each of which shall be deemed an original and all of which together shall constitute one original Agreement. Facsimile signature shall be as effective as an original signature.
14. Effective Date. The Effective Date of this Agreement shall be the date of the last party to sign.

IN WITNESS WHEREOF, the Agencies have executed this Agreement effective as of the day and year last above written.

City of Delta, Colorado

ATTEST:

Mayor, City of Delta

City Clerk

APPROVED AS TO FORM:

City Attorney

Date

County of Delta, Colorado

ATTEST:

Commissioner, County of Delta

County Clerk

Date

APPROVED AS TO FORM:

County Attorney

Date

**State of Colorado
Department of Transportation**

Chief Engineer

Date

CONCUR:

Regional Transportation Director

Date

“EXHIBIT – A”
UNITED STATES HIGHWAY 50
(RP 63.586 – RP 70.919) AND
COLORADO STATE HIGHWAY 92
(RP 0.000 – RP 6.938)
ACCESS CONTROL PLAN
March 9, 2016

City of Delta, Delta County, and the State of Colorado Department of Transportation

I. PURPOSE

The purpose of this Access Control Plan (ACP) is to provide the Agencies with a comprehensive roadway access control plan for the pertinent segment of United States Highway 50 between Starr Nelson Road (RP 63.586) and Colorado State Highway 92 (RP 70.919) and for the pertinent segment of Colorado State Highway 92 between United States Highway 50 (RP 0.000) and 2200 Road/Austin Road (RP 6.938).

II. AUTHORITY

The development of this Access Control Plan was completed pursuant to the requirements of the Access Code, Section 2.12, and adopted by the attached Agreement.

III. RESPONSIBILITIES

It is the responsibility of each of the Agencies to this Agreement to ensure that vehicular access to the Segments shall only be in conformance with this Agreement. The cost of access improvements, closures and modifications shall be determined pursuant to section 43-2-147(6) C.R.S., the Agreement, and this Access Control Plan. All access construction shall be consistent with the design criteria and specifications of the Access Code.

IV. EXISTING AND FUTURE ACCESS

- A. The attached tables provide a listing of each existing and future access point in the Segments. For each access point the following information is provided: location, description of the current access status, the future configuration (Access Plan), and the condition(s) for change. All access points along United States Highway 50 are defined by the approximate Department reference point (in thousandths of a mile) based on CDOT Highway Segment Description Milepost for State Highway 92 at US 50 RP 70.919. All access points along Colorado State Highway 92 are defined by the approximate Department reference point (in thousandths of a mile) based on CDOT Highway Segment Description Milepost for US Highway 50 at SH 92 RP 0.000. All access points are located at the approximate centerline of the access (+/- 50 feet) unless otherwise noted in the Access Control Plan and associated tables. Exhibits graphically illustrating the Access Plan are attached for reference. In case of discrepancy, the Access Control Plan Tables take precedence.
- B. All highway design and construction will be based on the assumption that the Segments will have a sufficient cross section to accommodate all travel lanes and sufficient right-of-way to accommodate longitudinal installation of utilities.

Exhibit A
United States Highway 50 and Colorado State Highway 92
Access Control Plan

V. ACCESS MODIFICATION

Any proposed access modification including but not limited to an addition must be in compliance with this Agreement and the current Access Code design standards unless the Agency or Agencies having jurisdiction approves a design waiver under the waiver subsection of the Code. Any access described in this section, which requires changes or closure as part of this Agreement or if significant public safety concerns develop, including but not limited to, when traffic operations have deteriorated, a documented accident history pattern has occurred, or when consistent complaints are received, may be closed, relocated, or consolidated, or turning movements may be restricted, or the access may be brought into conformance with this Access Control Plan, when a formal written request documenting reasons for the change is presented by the Agency(ies) having jurisdiction, with Department concurrence, or in the opinion of the Department, with the appropriate jurisdictional agency's concurrence, any of the following conditions occur:

- a. The access is determined to be detrimental to the public's health, safety and welfare;
- b. the access has developed an accident history that in the opinion of the Agency(ies) having jurisdiction or the Department is correctable by restricting the access;
- c. the access restrictions are necessitated by a change in road or traffic conditions;
- d. there is an approved (by the Agency(ies) having jurisdiction) change in the use of the property that would result in a change in the type of access operation as defined by the Access Code;
- e. a highway reconstruction project provides the opportunity to make highway and access improvements in support of this Access Control Plan; or
- f. the existing development does not allow for the proposed street and road network.

Access construction shall be consistent with the design and specifications of the current State Highway Access Code.

EXHIBIT A
ACCESS CONTROL PLAN
UNITED STATES HIGHWAY 50
REFERENCE POINT 63.586 TO REFERENCE POINT 70.919
March 9, 2016

Reference Points (RP) defined per CDOT Highway Segment Description for US 50 at 70.919

Access ID No.	Reference Point	Side ¹	Description/Current Business	Existing Configuration	Proposed Configuration ^{2,5,8}	Conditions for Implementation ^{3,4,5,6,7}
1	63.586	RT	Delta County	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
2	63.586	LT	Starr Nelson Road	Unsignalized Full Movement	Full movement intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
139	64.063	RT		None	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Bureau of Reclamation and Harrington properties upon redevelopment.
140	64.208	LT		None	Right-In, Right-Out	When property redevelops.
3	64.367	RT	Field Access	Right-In, Right-Out	Right-In, Right-Out	When property redevelops.
141	64.784	LT	Colorado Division of Wildlife Parcel	None	Conditional Right-In, Right-Out	When property redevelops. Access will be closed when alternative access to Access 5 is available. Cross access agreements required between Bureau of Reclamation and Colorado Division of Wildlife upon redevelopment.
4	64.909	RT	G50 Road	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.

1 Oriented from direction of reference point (W-E)

2 Full movement intersections shall accommodate U-turns for design vehicle

3 If City, County or CDOT improves US 50 or if safety or operational issues develop, access modifications may be implemented

4 Implement with development, redevelopment or use change

5 MUTCD - Manual on Uniform Traffic Control Devices

6 Unless otherwise specified, conditions listed refer to proposed configuration.

7 Access closures are conditional upon alternative access to the highway or local street system. Refer to alternative access listed in proposed configuration.

8 Conditional proposed configurations may be further restricted under certain circumstances. Refer to conditions for implementation.

Access ID No.	Reference Point	Side ¹	Description/Current Business	Existing Configuration	Proposed Configuration ^{2,5,8}	Conditions for Implementation ^{3,4,5,6,7}
5	64.909	LT	Field Access - Hawkings	Unsignalized Full Movement	Full movement intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection may be implemented when property redevelops. Intersection shall be aligned with Access 4. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Hawkings and Bureau of Reclamation properties upon redevelopment.
6	65.374	RT	Field Access	Right-In, Right-Out	Close Access - access available via Access 4 and 142	When property redevelops.
142	65.444	RT	Delta Triangle, LLC	None	Full movement intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when property redevelops. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Delta Triangle LLC properties (345717200008 and 345708400012) upon redevelopment.
7	65.862	RT	Frontage Road	Right-In, Right-Out	Close Mainline Access to Frontage Road - access available via Frontage Road	When Delta Triangle, LLC property redevelops, safety or operational issues occur, or when a public project is funded.
8	65.957	RT	Frontage Road	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
8.1	65.857	RT	Access to Frontage Road	Unsignalized Full Movement	Unsignalized full movement intersection	Cross access agreements between Abbot Ronald and Delta Triangle LLC properties are required when redevelopment occurs.
8.2	65.871	RT	Access to Frontage Road	Unsignalized Full Movement	Unsignalized full movement intersection	Cross access agreements between Abbot Ronald properties are required when redevelopment occurs.
8.3	65.918	RT	Access to Frontage Road	Unsignalized Full Movement	Unsignalized full movement intersection	Cross access agreements between Abbot Ronald and Page Ronald properties are required when redevelopment occurs.

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Access ID No.	Reference Point	Side ¹	Description/Current Business	Existing Configuration	Proposed Configuration ^{2,5,8}	Conditions for Implementation ^{3,4,5,6,7}
8.4	65.957	RT	Access to Frontage Road	Unsignalized Full Movement	Unsignalized full movement intersection	Cross access agreements between Page Family Trust and Page Ronald properties are required when redevelopment occurs.
8.5	65.978	RT	Access to Frontage Road	Unsignalized Full Movement	Close access - access available via Access 8.6	When property redevelops. Cross access agreements between Page Family Trust and Delta Triangle, LLC properties are required when redevelopment occurs.
8.6	66.019	RT	Access to Frontage Road	None	Unsignalized full movement intersection	When property redevelops. Cross access agreements between Page Family Trust and Delta Triangle, LLC properties are required when redevelopment occurs.
9	65.957	LT	Falcon Road	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
10	66.079	LT	Alkali Basin Road (1200 Road)	Public Right-In, Right-Out	Conditional Public Right-In, Right-Out	Access will be closed when alternative access to Falcon Road or Access 12 is available.
11	66.204	RT	Field Access	Unsignalized Full Movement	Conditional Right-In, Right-Out	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Delta Triangle LLC and Johnson Lyndall Living Trust properties upon redevelopment. Access will be closed when alternative access to 1250 Road is available.
12	66.204	LT	Private Road	Unsignalized Private Full Movement	Conditional Public 3/4 Movement (left in allowed)	When property redevelops. 3/4 movement access may be implemented if public road connection is made at Access 12. Private access shall be restricted to right-in/right-out. Cross access agreements required between Country Access LLC properties upon redevelopment.
13	66.358	LT	Private Road	Right-In, Right-Out	Right-In, Right-Out	Cross access agreements required between Hawkings properties upon redevelopment.
14	66.371	RT	Field Access	Right-In, Right-Out	Close Access - access available via Access 15	When property redevelops.
15	66.593	RT	1250 Road	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.

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16	66.593	LT	Field Access	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when either adjacent property redevelops. Intersection to be aligned with 1250 Road. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Sunshine of Delta Inc. and Sanchez properites upon redevelopment.
17	66.624	RT	Residential (mobile home)	Right-In, Right-Out	Close Access - access available via 1250 Road	When property redevelops.
18	66.657	RT	Residential	Right-In, Right-Out	Close Access - access available via 1250 Road	When property redevelops.
19	66.793	LT	Delta Muffler	Right-In, Right-Out	Close Access - access via 20b or local road system	When property redevelops.
20a	66.832	LT	Shared - Delta Muffler, Private Road	Right-In, Right-Out	Close Access - access via 20b or local road system	When property redevelops.
20b	66.840	LT	Residential Driveway	Right-In, Right-Out	Conditional Shared Right-In, Right-Out at the property line	When any of the three adjacent properties redevelop. Cross access agreements required between Aurelio Rodriguez, Chris Fechle and Arnold Heineman properties upon redevelopment. Access will close when alternative local access to Access 16 or Access 143 is available.
21	66.852	RT	AA Insurance Auto Auctions	Right-In, Right-Out	Right-In, Right-Out	
22	66.912	LT	Private Road	Right-In, Right-Out	Close Access - access via 20b or local road system	When property redevelops.
23	67.023	RT	Residential (mobile home)	Right-In, Right-Out	Conditional Right-In, Right-Out	Cross access agreements required between Strickland and Eric Lederer properties upon redevelopment. Access will be closed when alternate access to 1325 Road is available.

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143	67.061	LT	Field Access - Tellson Properties II LLC	None	Public 3/4 Movement (left in allowed)	When property redevelops.
24	67.131	LT	Field Access - Tellson Properties II LLC	Right-In, Right-Out	Close Access - access available via Access 143	When property redevelops.
25	67.270	LT	Private Road	Unsignalized Full Movement	Conditional Shared Right-In, Right-Out at the property line	When any of the three adjacent properties redevelop. Cross access agreements required between Tellson Properties II LLC, Mann Properties LLC, and Brown properties upon redevelopment. Access will close when alternative local access to Access 27 or Access 143 is available.
26	67.339	RT	1325 Road	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
27	67.339	LT	Grand Mesa Motorsports	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when property redevelops. Intersection to be aligned with 1325 Road. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
28	67.561	LT	Field Access - Gale Brown	Unsignalized Full Movement	Close Access - access available via Access 30	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Gale Brown and Barbara Bowman properties upon redevelopment.
29	67.589	RT	Private Road	Unsignalized Private Full Movement	Public 3/4 Movement (left in allowed)	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Hardman and Eberhardt properties upon redevelopment.
30	67.589	LT	1355 Lane	Unsignalized Private Full Movement	Public 3/4 Movement (left in allowed)	When either adjacent property redevelops, safety or operational issues occur or when a public project is funded. Cross access agreements required between Brown and Bowman properties upon redevelopment.

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31	67.668	RT	Ponderosa Trailers	Unsignalized Full Movement	Close Access - access available via Access 29	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Steve Eberhardt and Billy Hardman properties upon redevelopment.
32	67.734	RT	Auto Salvage	Unsignalized Full Movement	Close Access - access to be relocated to property line (144)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Cumberland Industries LLC and Bank of Colorado properties upon redevelopment.
144	67.754	RT		None	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Cumberland Industries LL and Bank of Colorado properties upon redevelopment.
33	67.769	RT	Business Access	Unsignalized Full Movement	Close Access - access to be relocated to property line (144)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Cumberland Industries LLC and Bank of Colorado properties upon redevelopment.
34	67.797	RT	Valley Craft Fabrication	Unsignalized Full Movement	Close Access - access available via Access 35	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between A&B Holdings LLC and Z-Barn LLC properties upon redevelopment.
35	67.840	RT	Business and Field Access	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when either adjacent property redevelops. Intersection to be aligned with 1375 Lane. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between A&B Holdings, Inc. and Z-Barn LLC properties upon redevelopment.

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36	67.840	LT	1375 Ln	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when either adjacent property redevelops. Intersection to be aligned with Access 35. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Coppfer and Varner Equipment Inc. properties upon redevelopment.
37	67.954	RT	Business Access	Unsignalized Full Movement	Close Access - access to be relocated to property line (145)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Randi Kelley and Z-Barn properties upon redevelopment.
145	67.969	RT	Business and Field Access	None	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Randi Kelley and Z-Barn properties upon redevelopment.
38	68.025	RT	Jim's Outback R.V. Inc.	Unsignalized Full Movement	Close Access - access available via Access 40	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between James Anderson and City of Delta properties upon redevelopment.
39	68.093	LT	1400 Road	Unsignalized Public Full Movement	Public 3/4 Movement (left in allowed)	When safety or operational issues occur or when a public project is funded.
40	68.109	RT	City of Delta Wastewater Treatment Plant	Unsignalized Private Full Movement	Public 3/4 Movement (left in allowed) at the property line	When either adjacent property redevelops, safety or operational issues occur or when a public project is funded. Cross access agreements required between James Anderson and City of Delta properties upon redevelopment.
41	68.201	LT	Residential	Unsignalized Full Movement	Close Access - access to be relocated to property line (146)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Theresa Roberts and Eddie Lilly properties upon redevelopment.
42	68.215	RT	Residential	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Daniel Jones and Duksa Family LLC properties upon redevelopment.

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146	68.220	LT		None	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Theresa Roberts and Eddie Lilly properties upon redevelopment.
43	68.225	RT	Business Access	Unsignalized Full Movement	Close Access - access is available via Access 42	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Daniel Jones and Duksa Family LLC properties upon redevelopment.
44	68.257	LT	Alpine Fencing	Unsignalized Full Movement	Close Access - access to be relocated to property line (146)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Theresa Roberts and Eddie Lilly properties upon redevelopment.
45	68.280	RT	Trade Center Auto Recyclers	Unsignalized Full Movement	Conditional Right-In, Right-Out	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Trade Center Auto Slave Inc., James and Hot Forty LLC properties upon redevelopment. Access will close when alternative access is available at Access 48.
46	68.322	RT	Western Gas Station & Convenience Store	Unsignalized Full Movement	Close Access - access available via Access 48	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Trade Center Auto Salvage Inc., HDT Forty LLC and Gary James properties upon redevelopment.
47	68.342	LT	Private Road	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when either adjacent property redevelops. Intersection to be aligned with Access 48. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Delta Business Park LLC and Foster Farms LLC properties upon redevelopment.

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48	68.342	RT	Private Road	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when either adjacent property redevelops. Intersection to be aligned with Access 47. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Hot Forty LLC and James properties upon redevelopment.
49	68.396	LT	Foster Farms	Unsignalized Full Movement	Close Access - access available via Access 47	When property redevelops. Existing access may be restricted if safety or operational issues occur.
50	68.456	RT	Shared - Phillips / Residential	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Chick and Heavylong Real Estate LLC properties upon redevelopment.
51	68.581	RT	Field Access - Ronald Tipping	Unsignalized Full Movement	Close Access - access available via shared Access 53	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Ronald Tipping, Priccutah LLC and United Ministries Inc. properties upon redevelopment.
52	68.597	LT	Private Road	Unsignalized Private Full Movement	Public 3/4 Movement (left in allowed) at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Suckow and Cotten properties upon redevelopment.
53	68.597	RT	Jobsite Inc.	Unsignalized Private Full Movement	Public 3/4 Movement (left in allowed) at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Tipping, Priccutah, and United Ministries properties upon redevelopment.
54	68.665	LT	Business (Agricultural) Access	Unsignalized Full Movement	Close Access - access available via Access 52 or 55	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Cotton and Fancher properties upon redevelopment.
55	68.721	LT	Residential	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Harold Fancher and Dale Cotten properties upon redevelopment.

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56	68.736	RT	Colorado Lime Company	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Priccutah, Colorado Lime Company, and Larry Dawson upon redevelopment.
57	68.751	LT	Residential	Unsignalized Full Movement	Conditional Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Palmer properties upon redevelopment. Access will be closed when alternative access to Access 52 or 63 is available.
58	68.773	LT	Residential	Unsignalized Full Movement	Conditional Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Palmer and Lowe properties upon redevelopment. Access will be closed when alternative access to Access 52 or 63 is available.
59	68.783	RT	Shared - Colorado Lime Company, United Supply & Machine	Unsignalized Full Movement	Conditional Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Colorado Lime Company, United Friends, LLC, and Dawson properties upon redevelopment. Access will be closed when alternative access to Access 53 or 60 is available.
61	68.840	LT	Field Access	Unsignalized Full Movement	Close Access - access available via Access 63	When property redevelops. Existing access may be restricted if safety or operational issues occur.
60	68.849	RT	United Supply & Machine	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement public intersection implemented when either adjacent property redevelops. Intersection to be aligned with Access 63. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Schaaf and Morris properties upon redevelopment.

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63	68.849	LT	Residential	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement public intersection implemented when either adjacent property redevelops. Intersection to be aligned with Access 60. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between CBC Southwest Colorado LLC properties upon redevelopment.
62	68.862	RT	Field Access	Unsignalized Full Movement	Close Access - access available via Access 60	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Pasquale Gazillo, Jeannette Morris and Gerald Kaiser upon redevelopment.
64	68.897	RT	Residential	Unsignalized Full Movement	Close Access - access available via Access 65	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Pasquale Gazillo, Jeannette Morris and Gerald Kaiser upon redevelopment.
65	68.912	RT	Residential	Unsignalized Full Movement	Conditional Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Robb and Dearmin properties upon redevelopment. Access will be closed when alternative access to Access 60 or 72 is available.
66	68.933	RT	Residential	Unsignalized Full Movement	Close Access - access available via Access 68	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Donald Robb and Patrick Dearmin properties upon redevelopment.
67	68.956	LT	Field Access	Unsignalized Full Movement	Close Access - access available via Access 63	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between CBC Southwest Colorado LLC properties upon redevelopment.
68	68.970	RT	Residential	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Robb and Dearmin properties upon redevelopment.

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69	69.029	LT	Private Road (Wild Acres Park)	Unsignalized Full Movement	Conditional Right-In, Right-Out	When property redevelops, safety or operational issues occur or when a public project is funded. Access will be closed when alternative access is available at Access 63 or 147.
70	69.029	RT	Residential	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Robert Toole and Maria Toole properties upon redevelopment.
71	69.052	RT	Residential	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, safety or operational issues occur or when a public project is funded.
73	69.086	LT	Residential (mobile home)	Unsignalized Full Movement	Close Access - access available via Access 69 or 147	When property redevelops. Existing access may be restricted if safety or operational issues occur.
72	69.095	RT	1500 CT	Unsignalized Public Full Movement	Public 3/4 Movement (left in allowed)	When adjacent properties redevelop, safety or operational issues occur or when a public project is funded.
147	69.100	LT		None	Public 3/4 Movement (left in allowed)	When either adjacent property redevelops. Cross access agreements required between Wide Acres Inc and State Department of Highways properties upon redevelopment.
74	69.104	RT	Residential Access	Unsignalized Full Movement	Close Access - access available via Access 72	When property redevelops. Existing access may be restricted if safety or operational issues occur.
75	69.134	LT	CDOT Facility	Unsignalized Full Movement	Close Access - access available via Access 147	When property redevelops. Existing access may be restricted if safety or operational issues occur.
148	69.144	RT		None	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Herrera properties upon redevelopment.
76	69.180	RT	Residential	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, safety or operational issues occur or when a public project is funded. Cross access agreements required between Deann Turner, WW Delta LLC, Ann Parker Living Trust, and Kathleen Martin properties upon redevelopment.
77	69.346	RT	Residential	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement public intersection implemented when either adjacent property redevelops. Intersection to be aligned with 1525 Road. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Davidson and Rodriguez properties upon redevelopment.

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78	69.346	LT	1525 Road	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
79	69.404	LT	Shared Access - various businesses	Unsignalized Full Movement	Conditional Right-In, Right-Out	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Joel Turner Holdestead Properties, LLC and Kevin Clark properties upon redevelopment. Access will close when alternative access to 1525 Road is available.
80	69.419	RT	Grand Mesa Imports	Unsignalized Full Movement	Close Access - access available via Access 149	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Birkholz and Flick properties upon redevelopment.
81	69.445	RT	Grand Mesa Imports	Unsignalized Full Movement	Close Access - access available via Access 149	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Birkholz and Flick properties upon redevelopment.
149	69.455	RT	Business Access	None	Conditional Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Birkholz and Flick properties upon redevelopment. Access will be closed when alternative access to Access 77 or 95 is available.
82	69.466	LT	Business Access	Unsignalized Full Movement	Shared Right-In, Right-Out	When any adjacent property redevelops, safety or operational issues occur or when a public project is funded. Cross access agreements required between Kevin Clark, David Weinlader and State of Colorado properties upon redevelopment.
83	69.466	RT	B&D Storage	Unsignalized Full Movement	Close Access - access available via Access 84 or 149	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Fayanna Flick, Robert Birkholz and Terri Campbell properties upon redevelopment.
84	69.481	RT	Residential	Unsignalized Full Movement	Conditional Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Campbell and Flick properties upon redevelopment. Access will be closed when alternative access to Access 77 or 95 is available.
85	69.497	RT	Grand Mesa Veterinary Hospital (Access #1)	Unsignalized Full Movement	Close Access - access available via Access 150	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Steele properties upon redevelopment.

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150	69.502	RT		None	Conditional Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Dick Steele and Barbara Steele properties upon redevelopment. Access will be closed when alternative access to Access 77 or 95 is available.
86	69.510	RT	Grand Mesa Veterinary Hospital (Access #2)	Unsignalized Full Movement	Close Access - access available via Access 150	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Steele properties upon redevelopment.
87	69.519	RT	Grand Mesa Veterinary Hospital (Access #3)	Unsignalized Full Movement	Close Access - access available via Access 150	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Steele properties upon redevelopment.
88	69.525	LT	Residential (Apartment)	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, safety or operational issues occur or when a public project is funded. Cross access agreements required between Michael Myers and Sandra Cassidy properties upon redevelopment.
89	69.531	RT	Residential	Unsignalized Full Movement	Close Access - access available via Access 90	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Erasmo and Garcia properties upon redevelopment.
90	69.540	RT	Residential	Unsignalized Full Movement	Conditional Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Erasmo and Garcia properties upon redevelopment. Access will be closed when alternative access to Access 77 or 95 is available.
91	69.551	RT	Residential	Unsignalized Full Movement	Close Access - access available via Access 90	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Erasmo and Garcia properties upon redevelopment.
92	69.569	RT	Residential	Unsignalized Full Movement	Conditional Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Schlapper properties upon redevelopment. Access will be closed when alternative access to Access 77 or 95 is available.
93	69.580	RT	Residential	Unsignalized Full Movement	Close Access - access available via Access 92	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Schlapper properties upon redevelopment.
94	69.580	LT	Mesa View Apartments	Unsignalized Full Movement	Close Access - access available via 1550 Road	When property redevelops. Existing access may be restricted if safety or operational issues occur.

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95	69.598	RT	1550 Road (south leg)	Unsignalized Public Full Movement	Public 3/4 Movement (left in allowed)	When safety or operational issues occur or when a public project is funded.
96	69.598	LT	1550 Road (north leg)	Unsignalized Public Full Movement	Public 3/4 Movement (left in allowed)	When safety or operational issues occur or when a public project is funded.
97	69.626	RT	Guthrie's Floor Coverings	Unsignalized Full Movement	Close Access - access available via 1550 Road	When property redevelops. Existing access may be restricted if safety or operational issues occur.
98	69.651	LT	Connection to H50 Road	Unsignalized Public Full Movement	Public Right-In, Right-Out	When safety or operational issues occur or when a public project is funded.
99	69.677	RT	Dairy King Drive-In	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, safety or operational issues occur or when a public project is funded.
100	69.708	RT	Dairy King Drive-In	Unsignalized Full Movement	Close Access - access available via Access 99	When property redevelops. Existing access may be restricted if safety or operational issues occur.
101	69.732	RT	1560 Road	Unsignalized Public Full Movement	Public 3/4 Movement (left in allowed)	When safety or operational issues occur or when a public project is funded.
102	69.766	LT	PeopleCare Health Services	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, if safety or operational issues occur, or when a public project is funded.
103	69.792	LT	Field Access	Unsignalized Full Movement	Close Access - access available via 1575 Road	When property redevelops, if safety or operational issues occur, or when a public project is funded.
104	69.817	LT	Residential	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, if safety or operational issues occur, or when a public project is funded.
105	69.900	RT	1565 Road (west leg)	Signalized Public Full Movement	Signalized full movement public intersection or other traffic control recognized by the MUTCD	
106	69.900	LT	H38 Road (east leg)	Signalized Public Full Movement	Signalized full movement public intersection or other traffic control recognized by the MUTCD	
107	69.929	RT	CDOT Facility	Unsignalized Full Movement	Close Access - access available via 1565 Road	When property redevelops. Existing access may be restricted if safety or operational issues occur.
108	69.952	RT	CJ's Auto Repair, Black Jack Import Auto Recycling	Unsignalized Full Movement	Close Access - access available via 1565 Road	When property redevelops. Existing access may be restricted if safety or operational issues occur.
109	69.959	LT	H-25 Road	Unsignalized Public Full Movement	Public Right-In, Right-Out	When safety or operational issues occur or when a public project is funded.

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110	69.990	LT	Shared Access - various businesses	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Boyd and Montano properties upon redevelopment.
111	70.081	LT	Private Road	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Robert Stewart and Alta Vista De La Montana LLP properties upon redevelopment.
112	70.091	RT	Business Access	Unsignalized Full Movement	Close Access - access available via Access 113	When property redevelops. Existing access may be restricted if safety or operational issues occur.
113	70.148	RT	1565 Road	Unsignalized Public Full Movement	Conditional Public 3/4 Movement (left in allowed)	Access will be restricted to 3/4 movement when safety or operational issues occur or when a public project is funded. Access may be further restricted to right-in/right-out if safety or operational issues occur related to the left turn in, i.e. additional storage is required at G96 Lane.
115	70.181	LT	Residential	Unsignalized Full Movement	Close Access - access available via Access 116	When property redevelops. Existing access may be restricted if safety or operational issues occur.
114	70.196	RT	Residential	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, safety or operational issues occur or when a public project is funded.
116	70.217	LT	Residential	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Steven Menzies and Verla Huffington properties upon redevelopment.
117	70.238	LT	Delta Simmons	Unsignalized Full Movement	Close Access - access to be relocated to Access 151	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Menzies property and adjacent properties upon redevelopment.
118	70.249	RT	G-96 Lane	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.

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Access ID No.	Reference Point	Side ¹	Description/Current Business	Existing Configuration	Proposed Configuration ^{2,5,8}	Conditions for Implementation ^{3,4,5,6,7}
151	70.249	LT	G-96 Lane Extension	None	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when property redevelops. Intersection to be aligned with G96 Lane. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Menzies property and adjacent properties upon redevelopment.
119a	70.262	RT	Delta Self Storage	Unsignalized Full Movement	Close Access - access available via Access 118	When property redevelops. Existing access may be restricted if safety or operational issues occur.
119b	70.270	RT	Delta Self Storage	Unsignalized Full Movement	Close Access - access available via Access 118	When property redevelops. Existing access may be restricted if safety or operational issues occur.
119c	70.279	RT	Delta Self Storage	Unsignalized Full Movement	Close Access - access available via Access 118	When property redevelops. Existing access may be restricted if safety or operational issues occur.
120	70.279	LT	Auto Repair Shop & Uhaul	Unsignalized Full Movement	Close Access - access available via Access 151	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Steven Menzies and Aurelio Rodriguez properties upon redevelopment.
121	70.288	RT	Pawn & Gun (Access #1)	Unsignalized Full Movement	Close Access - access available via Access 122a	When property redevelops. Existing access may be restricted if safety or operational issues occur.
122a	70.305	RT	Pawn & Gun (Access #2)	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Torres and Prock properties upon redevelopment. Prior to restricting access, u-turns must be accommodated on US 50 for design vehicle.
122b	70.312	RT	Residential	Unsignalized Full Movement	Close Access - access available via Access 124a or 122a	When property redevelops. Existing access may be restricted if safety or operational issues occur.
123	70.316	LT	Residential	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Pogue and Rodriguez properties upon redevelopment. Prior to restricting access, u-turns must be accommodated on US 50 for design vehicle.

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124a	70.326	RT	Business Access	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Francisco Torres and Verlin Williams properties upon redevelopment. Prior to restricting access, u-turns must be accommodated on US 50 for design vehicle.
124b	70.332	RT	Business Access	Unsignalized Full Movement	Close Access - access available via Access 124a	When property redevelops. Existing access may be restricted if safety or operational issues occur.
125	70.337	LT	Riverwood Mobile Home Park	Unsignalized Full Movement	Close Access - access to be relocated to property line (123)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Loren Pogue Family Trust and adjacent properties upon redevelopment.
126	70.369	RT	G-86 Lane	Unsignalized Public Full Movement	Public 3/4 Movement (left in allowed)	When safety or operational issues occur or when a public project is funded. Prior to restricting access, u-turns must be accommodated on US 50 for design vehicle.
127	70.408	LT	Riverwood Motel	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, safety or operational issues occur or when a public project is funded. Cross access agreements required between Stefan Gryglak and Loren Pogue Family Trust properties upon redevelopment. Prior to restricting access, u-turns must be accommodated on US 50 for design vehicle.
128	70.427	RT	Four Seasons River Inn & RV Park (Access #1)	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, safety or operational issues occur or when a public project is funded. Cross access agreements required between Richard Family Real Estate LLC properties and City of Delta property upon redevelopment. Prior to restricting access, u-turns must be accommodated on US 50 for design vehicle.
129	70.442	RT	Four Seasons River Inn & RV Park (Access #2)	Unsignalized Full Movement	Close Access - access available via Access 128	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Richard Family Real Estate LLC properties and City of Delta property upon redevelopment.
130	70.631	LT	Business Access	Right-In, Right-Out	Close Access - access available via Access 132	When property redevelops.
131	70.712	RT	Confluence Drive	Signalized Public Full Movement	Signalized full movement public intersection or other traffic control recognized by the MUTCD	

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132	70.712	LT	Private Road/Confluence Drive Extension	Signalized Private Full Movement	Signalized full movement public intersection or other traffic control recognized by the MUTCD	
133	70.783	RT	City Market	Unsignalized Private Full Movement	Right-In, Right-Out	When property redevelops, a safety or operational issues occurs, or when a public project is funded.
134	70.783	LT	Ute Street	Unsignalized Public Full Movement	Public Right-In, Right-Out	When safety or operational issues occur or when a public project is funded.
135	70.860	LT	Maverik Country Store & Gas Station	Right-In, Right-Out	Right-In, Right-Out	
136	70.883	RT	Sinclair Gas Station	Right-In, Right-Out	Right-In, Right-Out	
137	70.919	RT	1st Street (west leg)	Signalized Public Full Movement	Signalized full movement public intersection or other traffic control recognized by the MUTCD	
138	70.919	LT	SH-92 Jct (east leg)	Signalized Public Full Movement	Signalized full movement public intersection or other traffic control recognized by the MUTCD	

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EXHIBIT A
ACCESS CONTROL PLAN
COLORADO STATE HIGHWAY 92
REFERENCE POINT 0.00 TO REFERENCE POINT 6.938
March 9, 2016

Reference Points (RP) defined per CDOT Highway Segment Description for SH 92 beginning at 0.000

Access ID No.	Reference Point	Side ¹	Description/Current Business	Existing Configuration	Proposed Configuration ^{2,5,8}	Conditions for Implementation ^{3,4,5,6,7}
200a	0.000	RT	US 50 Jct (South leg)	Signalized Public Full Movement	Signalized full movement public intersection or other traffic control recognized by the MUTCD	
200b	0.000	LT	US 50 Jct (North leg)	Signalized Public Full Movement	Signalized full movement public intersection or other traffic control recognized by the MUTCD	
201	0.012	RT	Various businesses - Sukle Properties, LLLP	Right-In, Right-Out	Close Access - access available via Main St. or Alley	When property redevelops.
202	0.029	RT	Alley	Right-In, Right-Out	Right-In, Right-Out	
203	0.043	RT	The Salvation Army	Right-In, Right-Out	Close Access - access available via Meeker St.	When property redevelops.
204	0.063	RT	Meeker Street	Unsignalized Public Full Movement	Public Right-In, Right-Out	When safety or operational issues occur or when a public project is funded.
205	0.072	LT	Maverik Country Store & Gas Station	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, safety or operational issues occur, or when a public project is funded. Cross access agreements required between Maverik Inc. and O'Reilly Auto Enterprise LLC properties upon redevelopment.
206	0.102	RT	Moonshine Liquors (Access #1)	Right-In, Right-Out	Close Access - access available via E 1st St.	When property redevelops.
207	0.119	RT	Moonshine Liquors (Access #2)	Right-In, Right-Out	Close Access - access available via E 1st St.	When property redevelops.
208	0.144	RT	Various businesses	Right-In, Right-Out	Close Access - access available via E 1st St.	When property redevelops.
311	0.158	LT	Business Access - Maverik, Inc.	None	Private 3/4 Movement (left in allowed)	When property redevelops. Cross access agreements required between Maverik Inc. and O'Reilly Auto Enterprise LLC properties upon redevelopment.
209	0.158	RT	Grand Avenue	Unsignalized Public Full Movement	Public 3/4 Movement (left in allowed)	When safety or operational issues occur or when a public project is funded.
210	0.176	RT	Cornerstone Home Lending, Inc.	Unsignalized Full Movement	Close Access - access available via Grand Ave.	When property redevelops. Existing access may be restricted if safety or operational issues occur.
211	0.237	RT	Crawford Avenue	Unsignalized Public Full Movement	Public Right-In, Right-Out	When safety or operational issues occur or when a public project is funded.
212	0.237	LT	Business Access - Maverik, Inc.	Unsignalized Full Movement	Right-In, Right-Out	When safety or operational issues occur or when a public project is funded.

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213	0.282	LT	Business Access - Maverik, Inc.	Unsignalized Full Movement	Close Access - access available via Access 212	When property redevelops. Existing access may be restricted if safety or operational issues occur.
214	0.293	RT	US Bank (Access #1)	Unsignalized Full Movement	Right-In, Right-Out	When property redevelops, safety or operational issues occur, or when a public project is funded.
215	0.337	RT	US Bank (Access #2)	Unsignalized Full Movement	Close Access - access available via Access 214	When property redevelops. Existing access may be restricted if safety or operational issues occur.
216	0.354	RT	OCI Supply	Unsignalized Full Movement	Close Access - access available via Henry St.	When property redevelops. Existing access may be restricted if safety or operational issues occur.
217	0.366	LT	Business Access - OMF Corporation	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between OMF Corporation properties upon redevelopment.
218	0.366	RT	Henry Street	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
219	0.388	RT	Source Gas (Access #1)	Unsignalized Full Movement	Close Access - access available via Henry St. or Clark Street	When property redevelops. Existing access may be restricted if safety or operational issues occur.
220	0.406	RT	Source Gas (Access #2)	Unsignalized Full Movement	Close Access - access available via Henry St. or Clark Street	When property redevelops. Existing access may be restricted if safety or operational issues occur.
221	0.433	RT	Ashley's Home Center	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When property redevelops, safety or operational issues occur, or when a public project is funded. Cross access agreements required between Delta I, LLC properties upon redevelopment.
222	0.460	RT	Business Access	Unsignalized Full Movement	Close Access - access available via Clark St.	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between LYB, LLC properties and Delta I, LLC property upon redevelopment.
223	0.460	LT	Business Access	Unsignalized Full Movement	Conditional Right-In, Right-Out	When property redevelops, safety or operational issues occur, or when a public project is funded. Access will be closed when alternative access to Access 217 or 313 is available. Cross access agreements required between Doyle Petroleum and OMF Corporation and Doughty Scott properties upon redevelopment.

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224	0.486	RT	Business Access	Unsignalized Full Movement	Close Access - access available via Clark St. or Access 312	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between LYB, LLC properties and Auto Bros, LLC property upon redevelopment.
225	0.493	LT	Doughty Steel & Machine	Unsignalized Full Movement	Conditional Right-In, Right-Out	When property redevelops, safety or operational issues occur, or when a public project is funded. Access will be closed when alternative access to Access 217 or 313 is available. Cross access agreements required between Doyle Petroleum and Huskey and Doughty Scott properties upon redevelopment.
312	0.501	RT		None	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between LYB LLC and Auto Bros LLC properties upon redevelopment.
226	0.542	RT	Ford Dealership	Unsignalized Full Movement	Close Access - access to be relocated to property line (312)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreement required between Auto Bros LLC and LYB LLC upon redevelopment.
227	0.587	RT	Tuscher Street	Unsignalized Public Full Movement	Public Right-In, Right-Out	When safety or operational issues occur or when a public project is funded.
228	0.618	RT	Gerhard's	Unsignalized Full Movement	Close Access - access available via Tuscher St.	When property redevelops. Existing access may be restricted if safety or operational issues occur.
229	0.633	RT	Oddfellows Hall	Unsignalized Full Movement	Close Access - access available via Heinz St.	When property redevelops. Existing access may be restricted if safety or operational issues occur.
230	0.660	RT	Heinz Street	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
313	0.660	LT	Business Access - Keys Blue Haven LLC	None	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Keys Blue Haven and Huskey properties upon redevelopment.
231	0.682	RT	CarQuest Auto Parts (Access #1)	Unsignalized Full Movement	Close Access	When property redevelops. Existing access may be restricted if safety or operational issues occur.

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232	0.689	LT	Delta Sand & Gravel	Unsignalized Full Movement	Close Access - access to be relocated to 313	When property redevelops and Access 313 is constructed. Existing access may be limited if safety or operational issues occur. Cross access agreements required between Keys Blue Haven and Huskey properties upon redevelopment.
233	0.704	RT	CarQuest Auto Parts (Access #2)	Unsignalized Full Movement	Close Access - relocated to property line (314)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Ralph Jr Carver and Bruton Petroleum Co Inc. properties upon redevelopment.
314	0.714	RT		None	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Ralph Jr Carver and Bruton Petroleum Co Inc. properties upon redevelopment.
234	0.727	RT	Business Access - Bruton Petroleum Co, Inc.	Unsignalized Full Movement	Close Access - access to be relocated to property line (314)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Ralph Jr Carver and James Holveck properties upon redevelopment.
235	0.769	RT	B&T Auto Service	Unsignalized Full Movement	Close Access - access to be relocated to property line (236)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Alan Dorr and James A Holveck properties upon redevelopment.
236	0.797	RT	Dorr Veterinary Hospital	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Alan Dorr and James A Holveck properties upon redevelopment.
237	0.850	RT	Business Access - Delta Dollar	Unsignalized Full Movement	Close Access - access to be relocated to property line (315)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Delta Dollar LLC and David Garrett properties upon redevelopment.
315	0.862	RT		None	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Delta Dollar LLC and David Garrett properties upon redevelopment.
238	0.874	RT	Residential - Garrett	Unsignalized Full Movement	Close Access - access to be relocated to property line (315)	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between Delta Dollar LLC and David Garrett properties upon redevelopment.
239	0.903	RT	Residential - Garrett	Unsignalized Full Movement	Close Access - access to be relocated to property line (315) or via Valley View Drive	When property redevelops. Existing access may be limited if safety or operational issues occur. Cross access agreements between David Garrett and Eugene Corrigan & Billie M Revocable Living Trust upon redevelopment.

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Access ID No.	Reference Point	Side ¹	Description/Current Business	Existing Configuration	Proposed Configuration ^{2,5,8}	Conditions for Implementation ^{3,4,5,6,7}
240	0.977	RT	Circle Dr	Unsignalized Public Full Movement	Conditional Unsignalized Full Movement Public Intersection.	Access may be restricted when safety or operational issues occur or when traffic signal is warranted.
241	1.107	RT	Safeway	Private 3/4 Movement (left in allowed)	Conditional Private 3/4 Movement (left in allowed)	Access may be restricted to right-in/right-out when safety or operational issues occur.
242	1.222	RT	Stafford Lane	Signalized Public Full Movement	Signalized full movement public intersection or other traffic control recognized by the MUTCD	
243	1.222	LT	1675 Road	Signalized Public Full Movement	Signalized full movement public intersection or other traffic control recognized by the MUTCD	
244	1.338	RT	Field Access- O'Neal	Right-In, Right-Out	Close Access - access to be relocated to property line (316)	When property redevelops. Cross access agreements required between Kim O'Neal, Thomas McMullan, and Delco 1725 LLC properties upon redevelopment.
316	1.472	RT		None	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Cross access agreements required between Kim O'Neal, Thomas McMullan, and Delco 1725 LLC properties upon redevelopment.
245	1.719	LT		None	Full movement intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when property redevelops. Intersection to be aligned with Access 317. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Graff properties upon redevelopment.
317	1.719	RT	Proposed 1725 Rd	None	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when property redevelops. Intersection to be aligned with Access 245. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Access to 1725 Road for Nicholson property must be maintained upon realignment of 1725 Road either directly or through cross access agreements between Robert Nicholson and Delco 1725 LLC properties.

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246	1.769	RT	1725 Road	Unsignalized Public Full Movement	Close Access - access to be relocated to Access 317	When Delco property redevelops and Access 317 is available. Access to 1725 Road for Nicholson property must be maintained upon realignment of 1725 Road either directly or through cross access agreements between Robert Nicholson and Delco 1725 LLC properties.
247	1.783	RT	Field Access	Right-In, Right-Out	Close Access - access available via 1725 Rd	When property redevelops. Access to 1725 Road must be maintained upon realignment of 1725 Road either directly or through cross access agreements between Robert Nicholson and Delco 1725 LLC properties.
248	1.786	LT	Residential	Right-In, Right-Out	Close Access - access available via Access 245	When property redevelops and access is available via Access 245. Cross access agreements required between Graff properties upon redevelopment.
249	2.091	LT	Field Access	Unsignalized Full Movement	Close Access - access available via Access 245	When property redevelops. Cross access agreements required between Graff properties upon redevelopment.
250	2.103	RT	Industrial Blvd	Unsignalized Public Full Movement	Conditional Unsignalized Public Full Movement Intersection.	Access may be restricted when safety or operational issues occur or when traffic signal is warranted.
251	2.237	RT	Field Access	Unsignalized Full Movement	Close Access - access available via Access 252	When property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between MSJ Holding Co LLC and Delta Country Humane Society properties upon redevelopment.
252	2.247	RT	Field Access	Unsignalized Full Movement	Shared Right-In, Right-Out at the property line	When either adjacent property redevelops. Existing access may be restricted if safety or operational issues occur. Cross access agreements required between MSJ Holding Co LLC and Delta Country Humane Society properties upon redevelopment.
253	2.507	RT	1800 Road (south leg)	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
254	2.507	LT	1800 Road (north leg)	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
255	2.608	RT	Field Access/Ditch Access	Right-In, Right-Out	Close Access - access available via 1800 Road	When property redevelops and alternate access for ditch maintenance is available. If alternate ditch access is not available upon redevelopment, access will be limited to ditch maintenance only.
256	2.629	RT	Field Access/Ditch Access	Right-In, Right-Out	Conditional Right-In, Right-Out	When property redevelops, access will be limited to ditch maintenance only. If ditch maintenance access is no longer needed, access will close.

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257	2.894	RT	Residential	Unsignalized Full Movement	Close Access - access available via Access 258 and H Rd.	When property redevelops. Existing access may be restricted if safety or operational issues occur.
258	3.016	RT	Field Access	Right-In, Right-Out	Shared Right-In, Right-Out at property line	When either adjacent property redevelops. Cross access agreements required between Bond and Carlin properties upon redevelopment.
259	3.023	RT	Field Access	Right-In, Right-Out	Close Access - access available via Access 258 or H Rd.	When property redevelops.
318	3.170	RT		None	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection implemented when property redevelops. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
260	3.224	RT	Field Access	Unsignalized Full Movement	Close Access - access available via H Rd. or Access 318	When property redevelops. Existing access may be restricted if safety or operational issues occur.
261	3.237	RT	Field Access	Right-In, Right-Out	Conditional Right-In, Right-Out	When property redevelops, access will be limited to ditch maintenance only. If ditch maintenance access is no longer needed, access will close.
262	3.285	RT	Field Access	Right-In, Right-Out	Close Access - access available via H Rd. or 1900 Rd.	When property redevelops.
263	3.285	LT	Field Access/Ditch Access	Right-In, Right-Out	Close Access - access available via County Roads	When property redevelops and alternate access for ditch maintenance is available. If alternate ditch access is not available upon redevelopment, access will be limited to ditch maintenance only. Cross access agreements required between Graff and Benson properties upon redevelopment.
264	3.526	RT	Field Access	Right-In, Right-Out	Close Access - access available via H Rd. or 1900 Rd.	When property redevelops.
265	3.542	RT	1900 Road (south leg)	Unsignalized Public Full Movement	Close Access - access available via H Rd and Access 268	When an alternate route between H Road and SH 92 is available at Access 268.
266	3.542	LT	1900 Road (north leg)	Unsignalized Full Movement	Right-In, Right-Out	When safety or operational issues occur or when a public project is funded. Cross access agreements required between Graff and Benson properties upon redevelopment.
267	3.787	RT	Field Access	Right-In, Right-Out	Close Access - access available via Access 268	When property redevelops or when a public project is funded.

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268	3.802	RT	Field Access - Proposed 4th leg of SH 65 intersection	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Fourth leg of unsignalized full movement intersection may be implemented when properties redevelop or when a public project is funded. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Autumn Gold, LLC and Ironstone, LLC properties upon redevelopment.
269	3.802	LT	SH 65 Jct	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
270	3.998	RT	Business Access	Unsignalized Full Movement	Close Access - access to be relocated to property line (268)	When property redevelops. Cross access agreements required between Autumn Gold LC and Ironstone LLC properties upon redevelopment.
271	4.145	RT	Field Access	Unsignalized Full Movement	Close Access - access available via Access 268	When property redevelops.
272	4.156	RT	Field Access	Unsignalized Full Movement	Close Access - access available via Access 319	When property redevelops.
273	4.160	LT	Residential/Ditch Access	Unsignalized Full Movement	Close Access - access available via Access 279	When property redevelops and alternate access for ditch maintenance is available. If alternate ditch access is not available upon redevelopment, access will be limited to ditch maintenance only. Cross access agreements required between Frazier properties upon redevelopment.
319	4.248	RT		None	Shared Conditional Unsignalized Full Movement Intersection at property line	Unsignalized full movement intersection may be implemented when either property redevelops. Access may be restricted when safety or operational issues occur or when a traffic signal is warranted. Cross access agreements required between Reuben Leon and Beneficial Financial I Inc. properties upon redevelopment.
274	4.266	RT	Residential	Unsignalized Full Movement	Close Access - access available via H50 Rd. or Access 319	When property redevelops. Cross access agreements required between Reuben Leon and Beneficial Financial I Inc. properties upon redevelopment.
275	4.287	RT	Residential	Unsignalized Full Movement	Close Access - access available via H50 Rd. or Access 319	When property redevelops or when Access 276 is closed. Access to H50 Road may be provided.
276	4.299	RT	H50 Road	Unsignalized Public Full Movement	Close Access - access to be relocated to Access 278	When alternative public road access is provided at Access 278. Existing access may be restricted or modified when safety or operational issues occur.

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277	4.548	RT	Residential	Unsignalized Full Movement	Close Access - access to be relocated to Access 278	When property redevelops.
278	4.578	RT	Field Access/2000 Road Extension	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection may be implemented when property redevelops. Intersection to be aligned with Access 279. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
279	4.578	LT	Field Access	Unsignalized Full Movement	Full movement intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection may be implemented when property redevelops. Intersection to be aligned with Access 278. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Frazier properties upon redevelopment.
280	4.749	RT	Field Access	Unsignalized Full Movement	Close Access - access available via H50 Rd.	When property redevelops.
281	4.830	RT	Field Access	Unsignalized Full Movement	Close Access - access available via H50 Rd.	When property redevelops.
282	4.925	RT	Field Access	Unsignalized Full Movement	Close Access - access available via H50 Rd.	When property redevelops.
283	5.060	RT	Residential Access	Unsignalized Full Movement	Close Access - access available via H50 Rd. or Access 320	When property redevelops.
284	5.094	LT	Field Access	Unsignalized Full Movement	Full movement intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection may be implemented when either property redevelops. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Frazier and Shields properties upon redevelopment.

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320	5.094	RT		None	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection may be implemented when either property redevelops. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Watts and Wick properties upon redevelopment.
285	5.179	RT	Residential	Unsignalized Full Movement	Close Access - access to be relocated to property line (320)	When property redevelops.
286	5.278	LT	Residential/Ditch Access	Unsignalized Full Movement	Close Access - access available via Access 284	When property redevelops and alternate access for ditch maintenance is available. If alternate ditch access is not available upon redevelopment, access will be limited to ditch maintenance only. Cross access agreements required between Rhonda Shields, Ronald Bruening, Lypps-Frame Revocable Trust and Richard & Betsy Frazier Revocable Trust properties upon redevelopment.
287	5.355	RT	2075 Road	Unsignalized Public Full Movement	Conditional Unsignalized Full Movement Public Intersection.	Access may be restricted when safety or operational issues occur or when traffic signal is warranted. Cross access agreements between Brune properties required upon redevelopment - access to be provided via 2075 Road for both properties.
288	5.389	RT	Holiness Chapel	Unsignalized Full Movement	Close Access - access available via 2075 Rd.	When property redevelops.
289	5.408	RT	Residential	Unsignalized Full Movement	Close Access - access available via 2075 Rd.	When property redevelops.
290	5.434	RT	Residential	Unsignalized Public Full Movement	Close Access - access available via H75 Rd.	When property redevelops or when Access 291 is closed and alternative access to H75 Road is provided.
291	5.447	RT	H75 Road	Unsignalized Full Movement	Close Access - access available via 2100 Road	When alternative public road access is provided at Access 293. Existing access may be restricted or modified when safety or operational issues occur.
292	5.515	RT	Residential	Unsignalized Full Movement	Close Access - access available via H75 Rd. or 2100 Road	When property redevelops.
293	5.633	RT	2100 Road	Unsignalized Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Intersection shall be aligned with Access 294. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.

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294	5.633	LT	Private Road	Unsignalized Full Movement	Full movement intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Intersection shall be aligned with Access 293. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between Lypps-Frame Revocable Trust properties upon redevelopment.
295	5.643	RT	Business Access	Unsignalized Full Movement	Close Access - access available via Access 293	When property redevelops. Cross access agreements required between Fire Mountain Properties LLC and PPF NEWCO LLC properties upon redevelopment.
296	5.701	RT	Residential (Access #1)	Unsignalized Full Movement	Close Access - access available via Access 297.	When property redevelops. Cross access agreements required between Fire Mountain Properties LLC and PPF NEWCO LLC properties upon redevelopment.
297	5.721	RT	Residential (Access #2)	Unsignalized Full Movement	Conditional Unsignalized Full Movement Intersection.	Access may be restricted when safety or operational issues occur or when traffic signal is warranted.
298	5.819	RT	Field Access	Unsignalized Full Movement	Close Access - access available via H75 Rd. or Access 300	When property redevelops. Cross access agreements required between DMEA, Hamilton and Slash Spade properties upon redevelopment.
321	5.862	LT		None	Conditional Unsignalized Full Movement Intersection.	When property redevelops. Access may be restricted when safety or operational issues occur or when a traffic signal is warranted.
299	5.962	LT	Railroad Access	Unsignalized Full Movement	Conditional Unsignalized Full Movement Intersection.	Access may be restricted when safety or operational issues occur or when traffic signal is warranted. If railroad maintenance access is no longer needed, access may be closed.
300	6.000	RT	Field Access	Unsignalized Private Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection may be implemented when either property redevelops. Intersection shall be aligned with Access 301. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between DMEA, Hamilton and Slash Spade properties upon redevelopment.
301	6.000	LT	I30 Ln	Unsignalized Full Movement	Full movement intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	Unsignalized full movement intersection may be implemented when property redevelops. Intersection shall be aligned with Access 300. A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop. Cross access agreements required between all properties on the north side upon redevelopment.

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Access ID No.	Reference Point	Side ¹	Description/Current Business	Existing Configuration	Proposed Configuration ^{2,5,8}	Conditions for Implementation ^{3,4,5,6,7}
302	6.166	RT	Residential Access/Ditch Access	Unsignalized Full Movement	Close Access - access available via Access 300/ditch access available via Access 322	When property redevelops and alternative ditch maintenance access at 322 is available. If ditch access is no longer needed, closure of Access 302 is not conditional on Access 322. Cross access agreement required between Slash Spade LLLP and Delta Montrose Electric Association properties upon redevelopment.
322	6.237	RT		None	Conditional Unsignalized Full Movement Intersection.	If ditch maintenance access is still required upon redevelopment of property, unsignalized full movement access may be implemented to replace Access 302 and 303. If ditch access is no longer needed, Access 322 will be eliminated. Access may be restricted when safety or operational issues occur or when a traffic signal is warranted.
323	6.363	LT		None	Conditional Unsignalized Full Movement Intersection.	Unsignalized full movement intersection may be implemented across from Access 303 when property redevelops. Access may be restricted when safety or operational issues occur or when a traffic signal is warranted.
303	6.363	RT	Field Access/Ditch Access	Unsignalized Full Movement	Close Access - ditch access available via Access 322	When property redevelops and/or alternative ditch maintenance access at 322 is available. If ditch access is no longer needed, closure of Access 303 is not conditional on Access 322.
304	6.370	LT	River access	Unsignalized Full Movement	Close Access - access to be relocated to 323	When property redevelops.
305	6.657	RT	Field Access	Unsignalized Full Movement	Close Access - access to be relocated to property line (324)	When property redevelops.
306	6.669	LT	Field Access	Unsignalized Full Movement	Conditional Unsignalized Full Movement Intersection.	Unsignalized full movement intersection may be implemented at property line when either property redevelops. Intersection shall be aligned with Access 324. Cross access agreements required between Slash Spade and Hice properties upon redevelopment. Access may be restricted when safety or operational issues occur or when traffic signal is warranted.
324	6.669	RT		None	Conditional Unsignalized Full Movement Intersection.	Unsignalized full movement intersection may be implemented at property line when either property redevelops. Intersection shall be aligned with Access 306. Cross access agreements required between Slash Spade and Pope properties upon redevelopment. Access may be restricted when safety or operational issues occur or when traffic signal is warranted.

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307	6.884	RT	Field Access	Unsignalized Full Movement	Close Access - access available via 2200 Rd	When property redevelops.
308	6.892	LT	Field Access	Unsignalized Full Movement	Close Access - access available via Austin Rd	When property redevelops.
309	6.938	RT	2200 Road (south leg)	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.
310	6.938	LT	Austin Road (north leg)	Unsignalized Public Full Movement	Full movement public intersection. May be signalized (or other traffic control recognized by MUTCD) in the future.	A signal may be implemented if and when warranted per current MUTCD standards. Once a signal is warranted and until such time as it is constructed, movements may be restricted if operational or safety issues develop.

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“EXHIBIT - B”
UNITED STATES HIGHWAY 50 AND
COLORADO STATE HIGHWAY 92
ACCESS CONTROL PLAN
AMENDMENT PROCESS

1. A request for an amendment of the Access Control Plan must be initiated by one of the Agencies. The initiating Agency will be responsible for the costs associated with completing and documenting the Amendment.
2. Amendment requests must be submitted to and agreed upon by the affected jurisdictions: Department staff, City staff and/or County staff of the Intergovernmental Agreement, depending on the property location. The property or properties that are directly affected by the proposed amendment must be located within a jurisdiction’s boundaries or within the boundaries of a legally recognized planning area, such as a Growth Management Area, for the jurisdiction to be considered an affected jurisdiction.
3. An amendment request shall include hard copy and electronic files of the following:
 - a) Description of changes to the Access Control Plan requested
 - b) Justification for the Amendment
 - c) Traffic Impact Study or analysis, depending upon the magnitude of the change requested. Any affected jurisdiction of the Intergovernmental Agreement can request this supporting documentation.
 - d) Amended Access Control Plan Table
 - e) Amended Access Control Plan Exhibit(s)/Map(s)
4. The Agencies shall review the submittal concurrently for completeness and for consistency with the access objectives, principles, and strategies described in the *Delta U.S. Highway 50 and State Highway 92 Access Study* (Stolfus & Associates, Inc., March, 2016) report for these corridors and with the design criteria and permit process of the State Highway Access Code.
5. Prior to approval of an amendment, all property owners directly affected by the amendment must be notified in writing and be given thirty (30) calendar days to state any objections. If an objection is lodged, approval of the amendment must be referred to the Agencies respective governing bodies. Depending on the magnitude of the change requested, a public meeting may be required. Any affected jurisdiction of the Intergovernmental Agreement can request a public meeting. The Agency initiating the amendment request shall be responsible for all public notification and public process, unless otherwise agreed to by the Agencies.
6. Amendments must be approved in writing by the following authorized designated officials: Regional Transportation Director for the Department, the City Manager and/or County Manager. At the authorized designated official’s discretion, approval may be

Exhibit B
United States Highway 50 and Colorado State Highway 92
Access Control Plan Amendment Process

referred to their respective governing bodies: Chief Engineer for the Department and local elected officials for the City and County.

7. A written amendment must include the following:
 - a) Declarations page defining the parties, effective date, and details of the amendment. Refer to sample amendment attached to this Exhibit as Exhibit C.
 - b) Signatures page for authorized designated officials. Refer to Exhibit C.
 - c) Amended Access Control Plan table and exhibits. Table and exhibits should be replaced in their entirety.

A signed amendment must be attached to the original Intergovernmental Agreement.

8. If all affected jurisdictions of the Intergovernmental Agreement do not come to agreement on a proposed amendment, the content of the original Access Control Plan remains intact.

“EXHIBIT – C”
SAMPLE AMENDMENT TO
INTERGOVERNMENTAL AGREEMENT
AMONG THE CITY OF DELTA,
THE COUNTY OF DELTA AND
THE STATE OF COLORADO
DEPARTMENT OF TRANSPORTATION
DATED _____

WHEREAS:

The City of Delta and the County of Delta (hereinafter referred to collectively as the “City and County”) and the State of Colorado, Department of Transportation (hereinafter referred to as the “Department”), said parties being referred to collectively herein as the “Agencies”, entered into an Agreement on _____, 2016 to adopt an Access Control Plan dated March 9, 2016 for the section of United States Highway 50 between Starr Nelson Road (RP 63.586) and Colorado State Highway 92 (RP 70.919) and for the section of Colorado State Highway 92 between United States Highway 50 (RP 0.000) and 2200 Road/Austin Road (RP 6.938) (hereinafter referred to as the "Segments").

The Agencies desire to amend this Agreement in accordance with the attached table(s) for the Segment(s).

NOW, THEREFORE, the Agencies do hereby agree:

The Agreement and the terms and conditions therein shall remain unchanged other than those sections and exhibits listed below:

The attached table(s) and exhibits for United States Highway 50 and/or Colorado State Highway 92 in Exhibit A shall be replaced with the table(s) attached to this Amendment.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the day and year written above:

City of Delta, Colorado

City Manager

Date

County of Delta, Colorado

County Manager

Date

State of Colorado, Department of Transportation

Regional Transportation Director

Date

MEMO

To: City Council
From: Glen L. Black
Date: March 15, 2016
Subject: Sign Code

GLB



Community Development

Recommendation: Council Adopt Ordinance #3, as amended, for the new sign code on second and final reading.

Background: Council approved the new sign code on first reading at the regular meeting on March 1, 2016. Council had some questions on the enforcement of the new code and staff, working with the City Attorney has amended the Ordinance to include a tie to Chapter 8.24 Nuisances. Section 3 of the Ordinance adds violations of the sign code to the list of items to be declared a nuisance and then provides for abatement and cost recovery under Title 8, Chapter 24 of the Municipal Code.

Cost: Newspaper publication costs.

Alignment With Strategic Planning: The City has an interest in preventing sign clutter and keeping its rights of way clear of obstruction and has adopted sign regulations to regulate the use and location of signs.

Actions To Be Taken if Approved: Staff will publish and update the Municipal Code.

AMENDED

AN ORDINANCE OF THE CITY OF DELTA, COLORADO, HEREBY DELETING CHAPTER 17.68 OF THE DELTA MUNICIPAL CODE IN ITS ENTIRETY AND ADOPTING A NEW CHAPTER 17.68 OF THE DELTA MUNICIPAL CODE PERTAINING TO THE REGULATION OF SIGNS ON PROPERTY WITHIN THE CITY LIMITS AND AMENDING CHAPTER 17.04.240.A.6

WHEREAS, the Delta Planning Commission has recommended to the Delta City Council that staff discard the current sign regulations and propose new sign regulations; and

WHEREAS, the City Council finds the Planning Commissions' recommendations to be reasonable and in the public interest; and

WHEREAS, the City has the authority to regulate signs under the United States Constitution, the Constitution of the State of Colorado, and the Home Rule Charter of the City of Delta; and

WHEREAS, this Chapter advances important and substantial governmental interests; and

WHEREAS, the regulations set out in this Chapter are unrelated to the suppression of constitutionally-protected free expression and do not involve the content of protected messages which may be displayed on signs, nor do they involve the viewpoint of individual speakers; and

WHEREAS, certain types of speech are not protected by the First Amendment due to the harm that they cause to individuals or the community; and

WHEREAS, the City has an important and substantial interest in preventing sign clutter; and

WHEREAS, the City has an important and substantial interest in keeping its rights-of-way clear of obstructions and litter; and

WHEREAS, the Delta Planning Commission held a public hearing on February 1, 2016, regarding its proposal to amend the sign regulations and has made recommendations to the City Council that have been considered and evaluated in connection with the terms of this ordinance as set forth below.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DELTA, COLORADO, AS FOLLOWS:

Section 1: Chapter 17.68 of the Delta Municipal Code is hereby deleted in its entirety, and the following new Chapter 17.68 is hereby adopted:

Sections:

- 17.68.010 General Provisions
- 17.68.020 Application of Chapter
- 17.68.030 Signs Requiring a Permit
- 17.68.040 Signs Allowed Without a Permit
- 17.68.050 Exemptions for Addressing
- 17.68.060 Non-Conforming Signs
- 17.68.070 Relationship to Other Regulations
- 17.68.080 Measurements and Calculations

- 17.68.090 Prohibited Signs and Design Elements
- 17.68.100 Prohibited Sign Locations
- 17.68.110 Illumination of Signs
- 17.68.120 Sign Maintenance
- 17.68.130 Allowable Sign Space

17.68.010 General Provisions. The purpose of this Chapter is to set out regulations for the erection and maintenance of signs while preserving the right of free speech and expression.

A. The objective of the regulations of this Chapter is to provide a balanced and fair legal framework for design, construction, and placement of signs that:

1. Promotes the safety of persons and property by ensuring that signs do not create a hazard by:
 - a. Collapsing, catching fire, or otherwise decaying; or
 - b. Confusing or distracting motorists; or
 - c. Impairing drivers' ability to see pedestrians, obstacles or other vehicles, or to read traffic signs.
2. Promotes the efficient communication of messages, and ensures that persons exposed to signs:
 - a. Are not overwhelmed by the number of messages presented; and
 - b. Are able to exercise freedom of choice to observe or ignore said messages according to the observer's purpose.
3. Protects the public welfare and enhances the appearance and economic value of the landscape by protecting scenic views and avoiding sign clutter that can compromise the character, quality, and viability of commercial corridors;
4. Ensures that the design and appearance of signs are compatible with their surroundings, and prevents the construction of signs that are a nuisance to occupants of adjacent and contiguous property due to brightness, reflectivity, bulk, or height;
5. Promotes the use of signs that are aesthetically pleasing, of appropriate scale, and integrated with the built environment, in order to meet the City's Comprehensive Planning objectives related to the quality and character of development;
6. Enhances property values and business opportunities;
7. Assists in wayfinding; and
8. Provides fair and consistent permitting and enforcement.

B. Certain types of speech are not protected by the First Amendment due to the harm that they cause to individuals or the community, and speech that is harmful to minors may be prohibited in places that are accessible to minors. (See 17.68.090.D)

17.68.020 Application of Chapter. Hereinafter, all construction, relocation, enlargement, alteration, and modification of signs within the City shall conform to the requirements of this Chapter, all State and Federal regulations concerning signs and advertising, and applicable building codes. Publically funded art and murals are not subject to requirements of this chapter. Generally, signs are approved by issuance of a sign permit. However, there are some signs that do not require a permit. These signs are listed in subsection 17.68.040 below.

A. Planned Unit Developments are required to develop a sign plan as set forth in 16.05.050.B.5, which should generally follow this Chapter 17.68.

B. Shopping Centers that are not part of a Planned Unit Development may have one multiple use sign that has been approved by the Planning Commission at each entrance, and each tenant's sign on the multiple use sign counts toward that tenant's allowable sign space.

17.68.030 Signs Requiring a Permit. A sign permit shall be required for all signs exceeding six square feet in area (see table 17.68.130.A and C), unless otherwise exempted by subsection 17.68.040, below. A permit is required when the sign face is changed, such as changes in name or ownership. In addition, a sign permit shall be required at any time the area of a permitted sign is increased, provided that the increase is allowable within the zone district in which the sign is located. This subsection shall not be interpreted so as to grant permission for prohibited signs with sign areas less than six square feet.

17.68.040 Signs Allowed Without a Permit. The following signs do not require a sign permit, but may require a building permit or other related permit (if subject to building or electrical codes). Signs that do not require permits shall still comply with Section 17.68.120, *General Design and Maintenance Standards*, or the applicable standards of this subsection.

A. *Official and Legal Notice.* Official and legal notice signs that are issued by any court, public body, or officer in performance of a public duty, or in giving any legal notice, including signs that are required to be posted to give notice of pending action pursuant to the Delta Municipal Code.

B. *Signs with De Minimus Area.* Signs that are affixed to a building or structure (even if wall signs are not permitted in the district or for the use), which do not exceed one square foot in sign area, provided that only one such sign is present on each elevation that is visible from public rights-of-way or neighboring property; and signs that are less than three-fourths of a square foot in area that are affixed to machines, equipment, fences, gates, walls, gasoline pumps, public telephones, or utility cabinets.

C. *Flags.* Flags that are not larger than 30 square feet in area that are affixed to permanent flagpoles or flagpoles that are mounted to buildings (either temporary or permanent).

D. *Carried Signs.* Signs that are being carried by people or by service animals recognized under the Americans with Disabilities Act (however, such signs are not exempt if they are set down or propped on objects);

E. *Bumper Stickers.* Bumper stickers on vehicles not exceeding 4" x 18" and also as excepted in Section 17.68.090.C.5;

F. *Interior Signs.* Includes window displays not meeting criteria for window signs in 17.68.080.C.2;

G. *Traffic Control Signs.* Traffic control signs and other signs related to public safety that the City, Delta County, any Federal department or agency, or the State of Colorado or any political subdivision thereof with jurisdiction in the City installs or requires a developer to install;

H. *Holiday Decorations.* Holiday or seasonal decorations that are displayed for no more than thirty days.

I. *Balloons.* Balloons less than 24" in diameter.

J. *Pennants*. Pennants with at least one dimension (either length or width) less than 24”.

K. *Banners or Wave Flags*. Banners or Wave Flags 25 square feet or less, with a limit of two per lot.

17.68.050 Exemption for Addressing. The posting of the addresses of buildings in locations that are visible from the street is necessary for the effective delivery of public safety services, including E-911. The efficient and timely delivery of emergency services is a compelling governmental interest. Accordingly, the City requires that street addresses shall be posted as follows:

A. *Nonresidential and Mixed-Use Districts*. In nonresidential districts, street addresses shall be posted at:

1. All primary building entrances;
2. On detached signage if the address on the building is not visible from the street.

B. *Residential Districts*. In residential districts, street addresses shall be posted:

1. On the facade of the building that faces the street from which the address is taken; and
2. On the mailbox or mailbox support, if the mailbox is detached from the building.

C. *Exclusion from Sign Area Calculation*. Because address signs are required, numbers and letters used for addressing are not included in the calculation of sign area if they are not more than 14 inches in height.

17.68.060 Non-Conforming Signs. Legally permitted signs in effect prior to the effective date of this Chapter may continue to be used as long as the sign is maintained, not enlarged or changed materially. Changes will require a permit and compliance with this chapter. If the sign is destroyed or damaged, it may be replaced if construction is completed within 6 months.

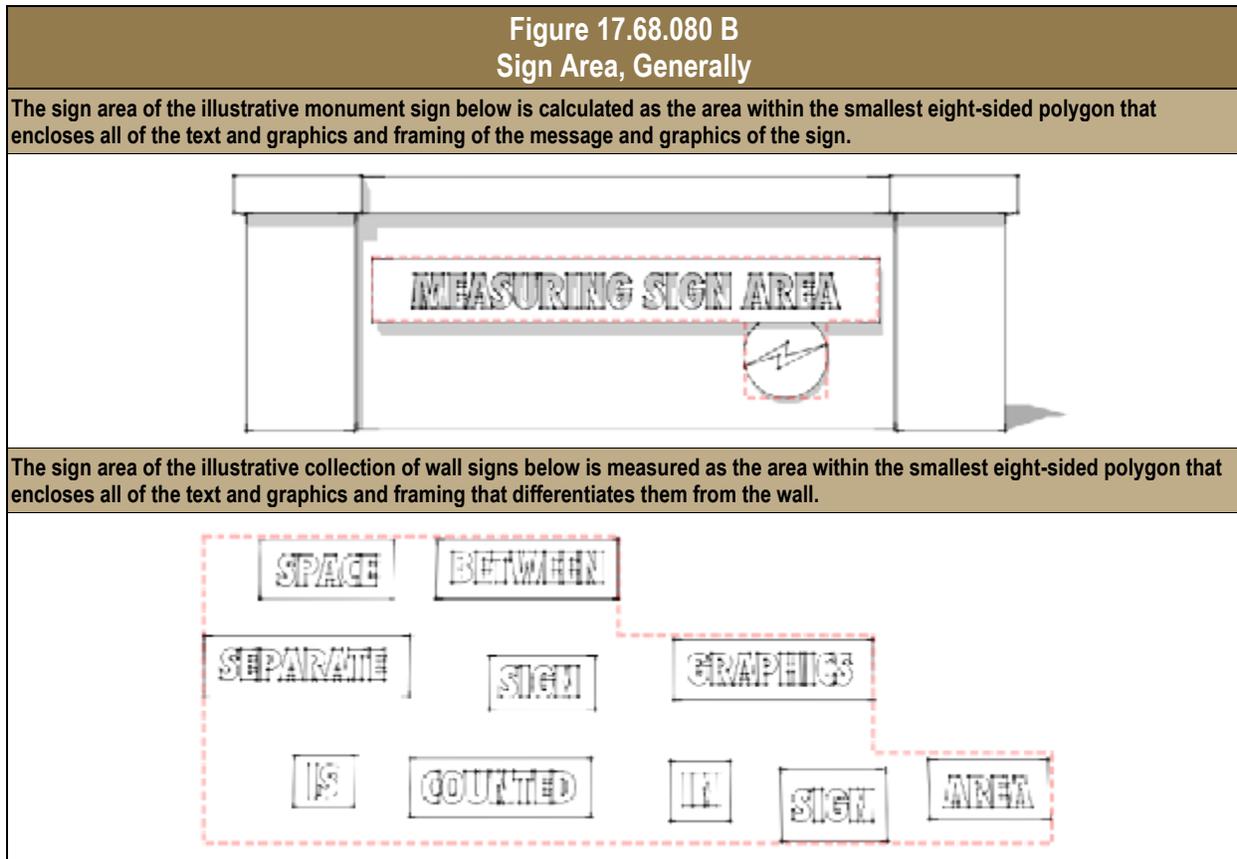
A. Banners, wind-powered devices and other un-permitted signs in use at the time of the adoption of these sign regulations shall be discontinued by October 1, 2016; this paragraph does not apply to banners allowed in 17.68.040.K

17.68.070 Relationship to Other Regulations. These Regulations recognize other regulations pertaining to signage (*e.g.*, State of Colorado, Department of Highways, “Rules and Regulations Pertaining to Outdoor Advertising,” effective January 1, 1984, and as may be amended, or the Manual on Uniform Traffic Control Devices). Where any provision of this Chapter covers the same subject matter as other regulations, the more restrictive regulation shall apply.

17.68.080 Measurements and Calculations. The regulations of this Chapter shall be applied using the measurements set out in this Section.

A. Sign area is calculated as the area within a continuous perimeter with up to eight straight sides that encloses the limits of text and graphics of a sign, together with any frame or other material or color forming an integral part of the display or used to differentiate the sign's message from the background against which it is placed. The area excludes the structure upon which the sign is placed (unless the structure is an integral part of the display or used to differentiate it), but includes any open space contained within the outer limits of the display face of a sign, or between any component, panel, strip, or figure of any kind composing the display face, whether this open space is enclosed by a frame or border or not. *See Figure 17.68.080.B, Sign Area, Generally.*

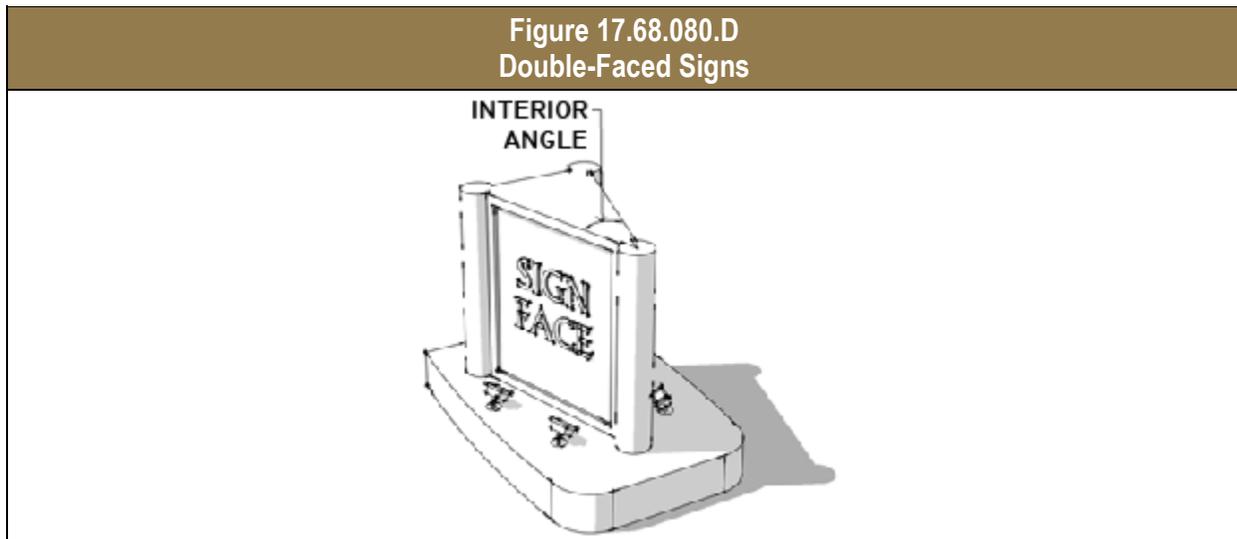
B.



A. *Double-Faced Signs*. For projecting, suspended, or other double-faced signs:

1. Only one display face is measured if the sign faces are parallel or form an interior angle of less than 45 degrees, provided that the signs are mounted on the same structure. If the faces are of unequal area, then sign area is equal to the area of the larger face.
2. Both display faces are measured if:
 - a. The interior angle is greater than 45 degrees; or
 - b. The sign faces are mounted on different structures.

D.



E. Signable area is calculated as follows:

1. *Wall Signs.* A two-dimensional area on the facade of a building that describes the largest square, rectangle, or parallelogram which is free of architectural details.
2. *Window Signs.* The area of glass that has affixed paint, decals or lettering
3. *Other Signs.* The area of the face of the sign which is designed to be used for text and graphics (the signable area does not include the sign's supporting frame or structure, if any, provided that such frame or structure is not designed to display text or graphics).

17.68.090 Prohibited Signs and Design Elements. This section identifies signs and sign elements that are not allowed anywhere in the City.

A. The following signs are prohibited in all areas of the City:

1. Signs with more than two sign faces.
2. Signs that are a traffic hazard because they simulate or imitate (in size, color, lettering, or design) any traffic sign or signal.
3. Animated or moving signs that are visible from public rights-of-way, including any moving, swinging, rotating, flashing, blinking, scintillating, fluctuating, or otherwise animated light (except as allowed in 17.68.130.A, *Electronic Message Centers*).

B. The following elements shall not be used as an element of signs or sign structures:

1. Sound, smoke, or odor emitters.
2. Stacked products (*e.g.*, tires, soft drink cases, bagged soil or mulch).
3. Unfinished wood support structures, except that stake signs may use unfinished stakes.

C. The following elements shall not be used as an element of signs or sign structures, which are visible from public rights-of-way:

1. Flags, banners, or comparable elements that are designed to move in the wind that are not affixed to permanent flagpoles or flagpoles that are mounted to buildings; except as allowed per 17.68.040.J.
2. Spinning or moving parts.
3. Bare light bulbs, except on holiday displays which are exempted from regulation by Section 17.68.040.H.

4. Flashing lights, except on holiday displays which are exempted from regulation by Section 17.68.040.H.
 5. Motor vehicles, unless:
 - a. The vehicles are functional, used as motor vehicles, and have current registration and tags;
 - b. The display of signage is incidental to the motor vehicle use; and
 - c. The motor vehicle is properly parked in a marked parking space or is parked behind the principal building.
 6. Semi-trailers, shipping containers, or portable storage units, unless:
 - a. The trailers, containers, or portable storage units are functional, used for their primary storage purpose, and, if subject to registration, have current registration and tags;
 - b. The display of signage is incidental to the use for temporary storage, pick-up, or delivery; and
 - c. The semi-trailer is parked in a designated loading area or on a construction site at which it is being used for deliveries or storage.
- D. The following content is prohibited without reference to the viewpoint of the individual speaker: (See section 17.68.010.B)
1. Text or graphics that are harmful to minors, as that term is defined below; or
 2. Text or graphics that advertise activity that is unlawful under local, state, or federal law; or
 3. Text or graphics that are obscene, fighting words, defamatory, incite imminent lawless action, or true threats; or
 4. Text or graphics that present a clear and present danger due to their potential confusion with traffic control signs or signs that provide public safety information (for example, signs that use the words "Stop," "Yield," "Caution," or "Danger," or comparable words, phrases, symbols, or characters in such a manner as to imply a safety hazard that does not exist).
- E. Off-premise signs are not allowed, signs may identify or advertise only that activity or use conducted upon or related to the premises upon which the sign is located except as permitted in 17.68.040. Signs on motor vehicles or semi-trailers that otherwise comply with subsections C(5) or (6) above are not in violation of this section merely because the vehicle happens to be traveling or parked temporarily away from the premises on which the advertised business is located, provided that such vehicles are not permanently or routinely parked in an off-premises location (not including the residence of the owner or driver) to function as an advertisement for the purpose of evading the intent of this section. For purposes of this section, parking within 50 feet of the same off-premises location for more than 80 hours during any consecutive 30-day period shall create a rebuttable presumption of a violation.

The narrow classifications of content that are prohibited by this subsection are either not protected by the United States or Colorado Constitutions, or are offered limited protection that is outweighed by the substantial governmental interests in protecting the public safety and welfare. Each paragraph of this subsection shall be individually severable in the event that a court of competent jurisdiction were to hold one or more of them to be inconsistent with the United States or Colorado Constitutions.

For the purposes of this Section 17.68.090, “harmful to minors” shall mean any description or representation, in whatever form, of nudity, sexual conduct, or sexual excitement that:

1. Predominantly appeals to the prurient, shameful, or morbid interest of minors in sex;
2. Is patently offensive to contemporary standards in the adult community as a whole with respect to what is suitable sexual material for minors; and
3. When taken as a whole, lacks serious literary, artistic, political, or scientific value.

17.68.100 Prohibited Sign Locations. Attached signs shall be installed on signable areas of buildings. Signs that are in violation of this Section are subject to immediate removal.

A. In no event shall a sign, obstruct:

1. Building ingress or egress, including doors, egress windows, and fire escapes.
2. Features of the building or site that are necessary for public safety, including standpipes and fire hydrants.
3. Sight triangles and distances that are required by the City of Delta Standards and Specifications.

B. No sign shall be posted, installed, or mounted on any of the following locations:

1. On trees.
2. On utility poles or light poles, unless:
 - a. The utility pole or light pole is the property of the person or entity that posts the sign.
3. On utility cabinets, except signs posted by the utility that are necessary for public safety or identification of the facility by the utility provider.

C. No sign shall be located in any of the following locations:

1. In or over public rights-of-way (which, in addition to streets, may include other elements, such as sidewalks, parkways, retaining walls, utility poles, traffic control devices, medians, and center islands that are within the public right-of-way), except:
 - a. Traffic control signs installed by a governmental entity or which are required to be installed by a governmental entity (*e.g.*, permanent traffic control devices such as stop, yield, and speed limit signs, as well as temporary signs related to street construction or repair);
 - b. Signs posted by governmental entities that support emergency management, such as wayfinding to disaster relief locations;
 - c. Banners posted by the City on utility or light poles;
 - d. Signs constructed by the City or another governmental or quasi-governmental entity pursuant to terms and conditions set forth in an approved intergovernmental agreement with the City that implement a community identity program recognized by resolution of City Council;
 - e. Signs located in the B-1 Use District may be placed over the right-of-way in conformance with the following criteria:
 - i. The sign must be supported and attached to a building located in the B-1 Use District;
 - ii. The sign may extend no more than five feet from the building and may extend no closer than six feet from the curblin. No sign may extend over any roadway or alley.

- iii. No part of the sign may be less than eight feet above the surface beneath it.
 - iv. No more than one sign per business may extend over the City right-of-way.
 - v. No sign with its face parallel to the wall of the building to which it is attached, except for those printed on an awning, may extend more than twelve inches from the building, nor more than twelve inches over the public property.
 - vi. The sign may identify or advertise only that activity or use conducted upon or related to the property immediately abutting the sign.
2. In locations that have less horizontal or vertical clearance from authorized communication or energized electrical power lines than that prescribed by the laws of the State of Colorado and the regulations duly promulgated by agencies thereof.

17.68.110 Illumination of Signs. Signs may be internally illuminated or, if external illumination is used, the source of illumination shall be shielded (see 15.04.080.B.1.f).

17.68.120 Sign Maintenance. Signs and sign structures of all types shall be maintained as provided in this Section.

- A. Signs shall display messages. Signs that do not display a message for a period of more than 30 days shall be deemed abandoned and must be removed. If business or activity being advertised on the sign is closed or abandoned, the sign must be removed.
- B. Paint and other finishes shall be maintained in good condition. Peeling finishes shall be repaired. Signs with running colors shall be repainted, repaired, or removed if the running colors were not a part of the original design.
- C. Permanent signs and sign structures shall be finished and maintained to prevent tattering, tearing, fading, unintended corrosion etc. Signs not maintained in good order shall be deemed abandoned and must be removed.

17.68.130 Allowable Sign Space.

A.

Table 17.68.130.A Permitted Attached and Detached Signage Limits in Commercial Use Districts						
District	B-1	B-2	B-3	I	I-R	Allowed Commercial in Residential Use Districts *
Attached, Detached, Window, Manual Changeable Signs, etc	Allowed	Allowed	Allowed	Allowed	Allowed	Allowed
Total Square Footage of Signs Allowed	50 sq ft or 1' sq ft per linear foot of lot frontage	100 sq ft or 1' sq ft per linear foot of lot frontage	100 sq ft or 1' sq ft per linear foot of lot frontage	100 sq ft or 1' sq ft per linear foot of lot frontage	100 sq ft or 1' sq ft per linear foot of lot frontage	100 sq ft or 1' sq ft per linear foot of lot frontage
Maximum Signage Per Parcel (Square Feet)	300	n/a	n/a	n/a	300	300
Maximum Sign Area per sign face (Square Feet)	150	150	150	150	150	150
Sign height limits	35'	35'	35'	35'	35'	35'
Neon Signs Use Standards						
One sign allowed per business, to be located in window with a maximum area of 6sqft to be included in total signage limit. May not blink etc. See 17.68.090.A.3	Yes	Yes	Yes	Yes	Yes	No
Electronic Message Centers Standards						
One sign allowed per business, scrolling with no transitions, frame effects, blinking, flashing etc. See 17.68.090.A.3	10 sq ft	10 sq ft	10 sq ft	10 sq ft	10 sq ft	10 sq ft
Larger than 10 sq ft – shall be counted toward total allowable signage – message must be static and may only change once a day.						
Roof Sign	Allowed	Allowed	Allowed	Allowed	Allowed	
Other Limitations	No part of any sign attached to or within six feet of a building shall be higher than the ridgeline of the roof or parapet of the building.					

***Does not include home based businesses**

B. The sign is used to identify a residential subdivision or development and:

1. The sign will be set back at least one foot from any sidewalk;
2. The sign will not encroach on any utility easement;
3. The sign will not obstruct a required sight distance or sight triangle as set forth in the Standards and Specifications Manual; and
4. Sign space is limited to 65 sq ft of aggregate sign space area, in lieu of the individual signs allowed hereinabove on each lot or unit. This larger sign can be used until such time as 60 percent of the total lots or units in such development have been sold. One of these larger signs may be used at each street intersection accessing such development, or at one location within the development.

C.

Table 17.68.130.C Permissible Freestanding Sign Types No Permit Required	
Sign Type	All Residential Use
Yard Sign	Allowed
Maximum Sign Area (per sign / total)	6 sf. / 12 sf.
Maximum Sign Height	6 ft.
Swing Sign	Allowed
Number of Signs Allowed	1 per frontage
Maximum Sign Area	5 sf.
Maximum Sign Height	6 ft.

Section 2: Chapter 17.04 is hereby amended to delete 17.04.240.A.6.

Section 3: Chapter 8.24 is hereby amended to add the following as Section 8.24.010.B.9:

9. Any sign that is in violation of Chapter 17.68 of this Code.

Section 4: Severability. Each subsection of this Ordinance is an independent subsection and a holding of any subsection or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other subsection or part thereof.

ADOPTED ON FIRST READING AND ORDERED PUBLISHED THIS _____ DAY OF _____, 2016.

Mayor

ATTEST:

City Clerk

ADOPTED ON SECOND AND FINAL READING AND ORDERED PUBLISHED THIS _____ DAY OF _____, 2016.

Mayor

ATTEST:

City Clerk

Gene Commander Inc

FROM: Gene Commander
TO: David McConaughy
RE: Mediation- City of Delta v. Stantec
DATE: March 7, 2016

Counsel- We have scheduled a one (1) day formal mediation, which will begin at 9 A.M. on May 25, 2016, at Garfield & Hecht in Glenwood Springs.

I understand there are no objections to the disclosures and terms of engagement outlined in my February 23 email.

My hourly rate is \$395. I charge for all mediation-related services, including (1) telephone conferences, private meetings with the parties, document review and site visits, (2) preparation for and participation in formal mediation sessions, and (3) any follow up that may be requested. I typically bill for my services after the first formal mediation session, but I reserve the right to bill monthly if this becomes a protracted proceeding. My charges are due no later than thirty (30) days after you receive my invoice, which will be sent to you electronically so you can easily forward it to your client or its insurer for processing.

It is my understanding that my fees will be paid by the parties in two (2) equal shares.

In lieu of requesting advance deposits to cover my charges, I simply ask the law firms to assume responsibility for paying their client's share of my charges even though I recognize that you will likely forward my invoices to your client and/or its insurer for direct payment to my company.

If you or your clients have any questions, then please do not hesitate to contact me.

Gene

This electronic message (and any attachments) contains CONFIDENTIAL information that is privileged, proprietary in nature, intended only for personal use, or otherwise protected by law, and it is intended solely for the use of the addressee(s) named above. If you have received this message and you are not an addressee or the person responsible for delivering it to an addressee, then you are hereby notified that reading, copying or distributing this message is strictly prohibited. If you have received this message in error, then please reply to the sender via return email and take the necessary steps to delete this message completely from your computer system and to destroy all copies that have been made.



MEMO

To: Mayor, City Council
From: Jolene E. Nelson, CMC, City Clerk
Date: March 15, 2016
Subject: Approval of Mediator for Stantec Litigation

Recommendation

Staff recommends approving Gene Commander, Inc. to be the mediator for the Stantec Litigation.

Background

As previously discussed, City Attorney David McConaughy has been working with Gene Commander, Inc. for the mediator in the Stantec Litigation. Attached is memo outlining the services Gene Commander, Inc. will provide and the rates for the services.

Cost

The cost for the services is \$395/hour.

Action to be Taken if Approved

Should Council approve the mediator, the City Manager will inform the City Attorney of the approval.

MEMO

To: Mayor and City Council
From: Jolene Nelson, CMC, City Clerk
Date: March 15, 2016
Subject: Delta Area Chamber of Commerce Street Closure;
Downtown DeltaFest, Deltarado Days, Parade of Lights



Office of the City Clerk

Recommendation:

It is recommended that the Council approve the Delta Area Chamber of Commerce's application for street closure permits.

Background:

The Delta Area Chamber of Commerce is requesting the following street closure permits:

- Downtown Delta Fest; Main Street from 7th Street to 3rd Street on June 9th, August 11th and September 8th
- Deltarado Days Street Dance; 4th Street from Main Street to Meeker Street on July 15th
- Deltarado Days Parade; Main Street from 9th Street to 2nd Street on July 16th
- Parade of Lights; Main Street from 9th Street to 2nd Street on December 3rd

Cost:

There is no cost to the City to approve the permits.

Alignment With Strategic Planning:

The Delta Municipal Code section 12.10-030 states: "the City Council may grant a special permit for the temporary use or occupation of a street, alley or other public property for civic events, parades, special sales or other events of a public or quasi-public nature."

Actions To Be Taken if Approved:

The Mayor will sign the special permits and the Clerk will notify the Chamber of the approval.

Rec'd
2/23/16

City of Delta Special Permit for Temporary Closure

Date of Application: 2/11/16

PLEASE PRINT OR TYPE

Event Information:

Date & Specific Time of Event: June 9th, Aug 1th, & Sept. 8th, 2016 5:30-8:30

Location of Event: Main St from 7th - 3rd

Name & Description of Event: Downtown Delta Fest

Applicant

Name of Organization, Group or Individual: Delta Area Chamber of Commerce

Authorized Contact Person: Holly D. Piatek - Executive Director

Mailing address: 301 Main St, Delta, CO 81416

Email address: director@deltacolorado.org

Phone #: 970-874-8616

Special equipment needs (power, water, etc): power and water

The following items have been received by the City of Delta:

- o Application Fee of \$ 25
- o Deposit of \$ 500 to be refunded no more than five (5) business days after the event if the property is made clean and litter free by applicant within 24 hours of the event.
- o Proof of Special Event Insurance (\$1 million event liability policy).

Conditions for use

1. Sales of food, beverage and merchandise are not allowed without prior approval of the City.
2. A permit must be issued by the City of Delta for alcohol to be sold and consumed on designated City property as required by liquor law.

Any authorized City of Delta representative may terminate the event at any time for any good cause and applicant must then immediately vacate. No refund will be given in such event.

Closure Regulations:

- No closure may occur in conjunction with a Special Events Liquor Permit unless permission is granted by the City Council.
- No closure may be closed more than 10 hours
- Application must be submitted at least 30 days in advance of the event.
- Event must be concluded by 11:00pm.
- Closure area must be cleaned after event by the applicant.

Barricades, cones and signs needed:

Barricades: _____ Signs: _____ Cones: _____

Time and Date for Delivery: _____

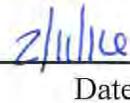
Time and Date for Pickup: _____

Parade Regulations:

- Application must be submitted at least 60 days in advance of event.
- Each parade must organize the stage on 9th Street from Grand Avenue to Main Street with additional staging area on Main Street from 9th to 11th Street on the east side. The parade must then travel North on Main Street to 2nd Street, turning off of Main Street east onto 2nd Street.
- Throwing candy and other items from moving vehicles is prohibited.

I understand that the City of Delta has no liability and provides no insurance for the protection of the applicant or event spectators. The applicant agrees to save and hold harmless the City and its employees from any and all claims and demands arising out of the use of the permitted areas and will defend any cause of action brought to enforce any such claims and demands against the City and/or its Employees.


Signature of Applicant or Representative


Date

The foregoing application for a special permit is hereby granted, subject to all terms, conditions and regulations previously stated and subject to all other applicable Delta Municipal Code Regulations.

Mayor

Date

City of Delta Special Permit for Temporary Closure

Date of Application: 2/11/16

PLEASE PRINT OR TYPE

Event Information:

Date & Specific Time of Event: July 15th, 2016 Noon - Midnight

Location of Event: 4th Street Between Main + Meeker

Name & Description of Event: Del Colorado Days Street Dance

Applicant

Name of Organization, Group or Individual: Delta Area Chamber of Commerce

Authorized Contact Person: Holly D. Piatek - Executive Director

Mailing address: 301 Main St, Delta, CO 81416

Email address: director@delta.colorado.org

Phone #: 970-874-8616

Special equipment needs (power, water, etc): power & water

The following items have been received by the City of Delta:

- Application Fee of \$ 25
- Deposit of \$ 500 to be refunded no more than five (5) business days after the event if the property is made clean and litter free by applicant within 24 hours of the event.
- Proof of Special Event Insurance (\$1 million event liability policy).

Conditions for use

1. Sales of food, beverage and merchandise are not allowed without prior approval of the City.
2. A permit must be issued by the City of Delta for alcohol to be sold and consumed on designated City property as required by liquor law.

Any authorized City of Delta representative may terminate the event at any time for any good cause and applicant must then immediately vacate. No refund will be given in such event.

Closure Regulations:

- No closure may occur in conjunction with a Special Events Liquor Permit unless permission is granted by the City Council.
- No closure may be closed more than 10 hours
- Application must be submitted at least 30 days in advance of the event.
- Event must be concluded by 11:00pm.
- Closure area must be cleaned after event by the applicant.

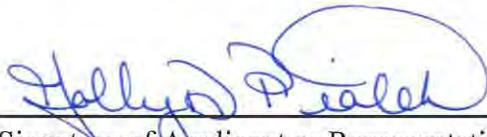
Barricades, cones and signs needed:

Barricades: Signs: _____ Cones: _____
 Time and Date for Delivery: TBD
 Time and Date for Pickup: TBD

Parade Regulations:

- Application must be submitted at least 60 days in advance of event.
- Each parade must organize the stage on 9th Street from Grand Avenue to Main Street with additional staging area on Main Street from 9th to 11th Street on the east side. The parade must then travel North on Main Street to 2nd Street, turning off of Main Street east onto 2nd Street.
- Throwing candy and other items from moving vehicles is prohibited.

I understand that the City of Delta has no liability and provides no insurance for the protection of the applicant or event spectators. The applicant agrees to save and hold harmless the City and its employees from any and all claims and demands arising out of the use of the permitted areas and will defend any cause of action brought to enforce any such claims and demands against the City and/or its Employees.

 2/11/10
 Signature of Applicant or Representative Date

The foregoing application for a special permit is hereby granted, subject to all terms, conditions and regulations previously stated and subject to all other applicable Delta Municipal Code Regulations.

 Mayor Date

City of Delta Special Permit for Temporary Closure

Date of Application: 2/11/16

PLEASE PRINT OR TYPE

Event Information:

Date & Specific Time of Event: July 16th, 2016 9-11 AM

Location of Event: Main St 9th - 2nd

Name & Description of Event: Delta Colorado Days Parade

Applicant

Name of Organization, Group or Individual: Delta Area Chamber of Commerce

Authorized Contact Person: Holly D. Piatek - Executive Director

Mailing address: 301 Main St Delta, CO 81416

Email address: director@delta-colorado.org

Phone #: 970-874-8616

Special equipment needs (power, water, etc): power

The following items have been received by the City of Delta:

- Application Fee of \$ 25
- Deposit of \$ 500 to be refunded no more than five (5) business days after the event if the property is made clean and litter free by applicant within 24 hours of the event.
- Proof of Special Event Insurance (\$1 million event liability policy).

Conditions for use

1. Sales of food, beverage and merchandise are not allowed without prior approval of the City.
2. A permit must be issued by the City of Delta for alcohol to be sold and consumed on designated City property as required by liquor law.

Any authorized City of Delta representative may terminate the event at any time for any good cause and applicant must then immediately vacate. No refund will be given in such event.

Closure Regulations:

- No closure may occur in conjunction with a Special Events Liquor Permit unless permission is granted by the City Council.
- No closure may be closed more than 10 hours
- Application must be submitted at least 30 days in advance of the event.
- Event must be concluded by 11:00pm.
- Closure area must be cleaned after event by the applicant.

Barricades, cones and signs needed:

Barricades: _____ Signs: _____ Cones: _____

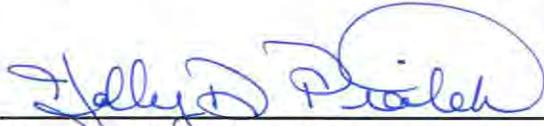
Time and Date for Delivery: _____

Time and Date for Pickup: _____

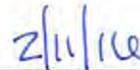
Parade Regulations:

- Application must be submitted at least 60 days in advance of event.
- Each parade must organize the stage on 9th Street from Grand Avenue to Main Street with additional staging area on Main Street from 9th to 11th Street on the east side. The parade must then travel North on Main Street to 2nd Street, turning off of Main Street east onto 2nd Street.
- Throwing candy and other items from moving vehicles is prohibited.

I understand that the City of Delta has no liability and provides no insurance for the protection of the applicant or event spectators. The applicant agrees to save and hold harmless the City and its employees from any and all claims and demands arising out of the use of the permitted areas and will defend any cause of action brought to enforce any such claims and demands against the City and/or its Employees.



Signature of Applicant or Representative



Date

The foregoing application for a special permit is hereby granted, subject to all terms, conditions and regulations previously stated and subject to all other applicable Delta Municipal Code Regulations.

Mayor

Date

City of Delta Special Permit for Temporary Closure

Date of Application: 2/11/16

PLEASE PRINT OR TYPE

Event Information:

Date & Specific Time of Event: Dec. 3rd, 2016

Location of Event: Main St 9th - 2nd

Name & Description of Event: Parade of Lights

Applicant

Name of Organization, Group or Individual: Delta Area Chamber of Commerce

Authorized Contact Person: Holly D. Piatek - Executive Director

Mailing address: 301 Main St., Delta, CO 81416

Email address: director@delta.colorado.org

Phone #: 970-874-8616

Special equipment needs (power, water, etc): power

The following items have been received by the City of Delta:

- Application Fee of \$ 25
- Deposit of \$ 500 to be refunded no more than five (5) business days after the event if the property is made clean and litter free by applicant within 24 hours of the event.
- Proof of Special Event Insurance (\$1 million event liability policy).

Conditions for use

1. Sales of food, beverage and merchandise are not allowed without prior approval of the City.
2. A permit must be issued by the City of Delta for alcohol to be sold and consumed on designated City property as required by liquor law.

Any authorized City of Delta representative may terminate the event at any time for any good cause and applicant must then immediately vacate. No refund will be given in such event.

Closure Regulations:

- No closure may occur in conjunction with a Special Events Liquor Permit unless permission is granted by the City Council.
- No closure may be closed more than 10 hours
- Application must be submitted at least 30 days in advance of the event.
- Event must be concluded by 11:00pm.
- Closure area must be cleaned after event by the applicant.

Barricades, cones and signs needed:

Barricades: _____ Signs: _____ Cones: _____

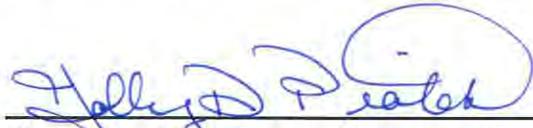
Time and Date for Delivery: _____

Time and Date for Pickup: _____

Parade Regulations:

- Application must be submitted at least 60 days in advance of event.
- Each parade must organize the stage on 9th Street from Grand Avenue to Main Street with additional staging area on Main Street from 9th to 11th Street on the east side. The parade must then travel North on Main Street to 2nd Street, turning off of Main Street east onto 2nd Street.
- Throwing candy and other items from moving vehicles is prohibited.

I understand that the City of Delta has no liability and provides no insurance for the protection of the applicant or event spectators. The applicant agrees to save and hold harmless the City and its employees from any and all claims and demands arising out of the use of the permitted areas and will defend any cause of action brought to enforce any such claims and demands against the City and/or its Employees.



Signature of Applicant or Representative

2/11/10

Date

The foregoing application for a special permit is hereby granted, subject to all terms, conditions and regulations previously stated and subject to all other applicable Delta Municipal Code Regulations.

Mayor

Date

MEMO

To: City Council
From: Jolene E. Nelson, CMC, City Clerk
Date: March 15, 2016
Subject: Liquor License Renewals



Office of the City Clerk

Recommendation:

Staff recommends approval of the following liquor license renewals:

- Tavern; Hoolie's Place
- Tavern; CB's Tavern
- Hotel/Restaurant; Daveto's Italian Restaurant

Background:

The current liquor licenses expire on:

- Hoolie's Place, April 6, 2016
- CB's Tavern, April 25, 2016
- Daveto's, March 26, 2016

Cost:

There is no cost to the City to renew the license. The applicants have paid the city fees as well as the state fees.

Alignment With Strategic Planning:

Per Delta Municipal Code 5.10.010 "the Delta City Council is hereby designated the local licensing authority for the purposes of exercising the duties and powers provided for in the Colorado Beer Code and the Colorado Liquor Code."

Actions To Be Taken if Approved:

The Mayor and Clerk will sign the renewal applications, and the Clerk will mail it to the State, who will review the applications and issue the State licenses.

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

HOOLES PLACE
 220 MAIN STREET
 DELTA CO 81416-1836

Fees Due	
Renewal Fee	\$500.00
Storage Permit \$100 x _____	_____
Optional Premise \$100 x _____	_____
Related Resort \$75 x _____	_____
Amount Due/Paid	

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

PLEASE VERIFY & UPDATE ALL INFORMATION BELOW

RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE

Licensee Name REBECCA ANGEL LLC		DBA HOOLES PLACE		
Liquor License # 42565280000	License Type Tavern (city)	Sales Tax License # 42565280000	Expiration Date 4/6/2016	Due Date 2/21/2016
Street Address 220 MAIN STREET DELTA CO 81416-1836				Phone Number (970) 874 7060
Mailing Address 220 MAIN STREET DELTA CO 81416-1836				
Operating Manager Rebecca Angel	Home Address 10318 3300 Rd Hotchkiss Co 81419	Phone Number 970-872-3975		

- Do you have legal possession of the premises at the street address above? YES NO
 Is the premises owned or rented? Owned Rented* *If rented, expiration date of lease _____
- Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. YES NO
NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS: If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. YES NO
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. YES NO
- Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. YES NO
- SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit – Restriction on Public Benefits (available online or by calling 303-205-2300) and attach a copy of their driver's license, state-issued ID or valid passport.

AFFIRMATION & CONSENT

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

Type or Print Name of Applicant/Authorized Agent of Business Rebecca Angel	Title Owner
Signature Rebecca Angel	Date 2-19-16

REPORT & APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. **THEREFORE THIS APPLICATION IS APPROVED.**

Local Licensing Authority For	Date
Signature	Title
	Attest



360 Main St. • Delta, Colorado 81416 • Phone (970) 874-7566 • Fax (970) 874-8776

LIQUOR LICENSE RENEWAL RECOMMENDATION

To: City Council

Re: Application of Rebecca Angel LLC
DBA: Hoolies Place

The report sheets show the following liquor violations for the past twelve months for the above named applicant:

No liquor violations in the past twelve months.

Remarks:

Police Department recommendation:

Recommend liquor license renewal.

Charles Kettle, Interim Chief of Police

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Fees Due	
Renewal Fee	\$500.00
Storage Permit \$100 x _____	_____
Optional Premise \$100 x _____	_____
Related Resort \$75 x _____	_____
Amount Due/Paid	

*Recd.
2/18/2016*

CB'S TAVERN
 334 MAIN STREET
 DELTA CO 81416-1837

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

PLEASE VERIFY & UPDATE ALL INFORMATION BELOW

RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE

Licensee Name CBOYDBUSI LLC		DBA CB'S TAVERN		
Liquor License # 12914030000	License Type Tavern (city)	Sales Tax License # 12914030000	Expiration Date 4/25/2016	Due Date 3/11/2016
Street Address 334 MAIN ST DELTA CO 81416-1837				Phone Number 970-394-3292
Mailing Address 334 MAIN STREET DELTA CO 81416-1837				
Operating Manager CARRIE BOYD	Home Address 707 DODGIE ST DELTA CO 81416	Phone Number 970-394-3141		

1. Do you have legal possession of the premises at the street address above? YES NO
 Is the premises owned or rented? Owned Rented* *If rented, expiration date of lease March 31, 2019

2. Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. YES NO

NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS: If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.

3. Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. YES NO
4. Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. YES NO
5. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. YES NO

6. **SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit - Restriction on Public Benefits (available online or by calling 303-205-2300) and attach a copy of their driver's license, state-issued ID or valid passport.

AFFIRMATION & CONSENT

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

Type or Print Name of Applicant/Authorized Agent of Business CARRIE BOYD	Title OWNER
Signature Carrie Boyd	Date 1/8/2016

REPORT & APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. **THEREFORE THIS APPLICATION IS APPROVED.**

Local Licensing Authority For	Date
Signature	Title
	Attest



360 Main St. • Delta, Colorado 81416 • Phone (970) 874-7566 • Fax (970) 874-8776

LIQUOR LICENSE RENEWAL RECOMMENDATION

To: City Council

Re: Application of CBoydbusi LLC
DBA: CB's Tavern

The report sheets show the following liquor violations for the past twelve months for the above named applicant:

No liquor violations in the past twelve months.

Remarks:

Police Department recommendation:

Recommend liquor license renewal.


Charles Kettle, Interim Chief of Police

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

DAVETO'S ITALIAN RESTAURANT
 520 MAIN ST
 DELTA CO 81416

Fees Due	
Renewal Fee	\$500.00
Storage Permit \$100 x _____	_____
Optional Premise \$100 x _____	_____
Related Resort \$75 x _____	_____
Amount Due/Paid	

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

PLEASE VERIFY & UPDATE ALL INFORMATION BELOW

RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE

Licensee Name HAP FOOD ENTERPRISES, INC.		DBA DAVETO'S ITALIAN RESTAURANT		
Liquor License # 4701073	License Type Hotel & Restaurant (city)	Sales Tax License # 02862119-0000	Expiration Date 3/26/2016	Due Date 2/10/2016
Street Address 520 MAIN ST DELTA CO 81416				Phone Number (970) 874 8277
Mailing Address 520 MAIN ST DELTA CO 81416				
Operating Manager Craig Hasto	Home Address 7484 5500 Road Delta, Co 81416			Phone Number 970 209-9577

- Do you have legal possession of the premises at the street address above? YES NO
 Is the premises owned or rented? Owned Rented* *if rented, expiration date of lease _____
- Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. YES NO
NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS: If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. YES NO
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. YES NO
- Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. YES NO
- SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit – Restriction on Public Benefits (available online or by calling 303-205-2300) and attach a copy of their driver's license, state-issued ID or valid passport.

AFFIRMATION & CONSENT
 I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.

Type or Print Name of Applicant/Authorized Agent of Business C. Craig Hasto	Title OWNER
Signature 	Date 2-25-16

REPORT & APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. THEREFORE THIS APPLICATION IS APPROVED.

Local Licensing Authority For	Date
Signature	Title
	Attest



360 Main St. • Delta, Colorado 81416 • Phone (970) 874-7566 • Fax (970) 874-8776

LIQUOR LICENSE RENEWAL RECOMMENDATION

To: City Council

Re: Application of HAP Food Enterprises, Inc.
DBA: Davetos Italian Restaurant

The report sheets show the following liquor violations for the past twelve months for the above named applicant:

No liquor violations in the past twelve months.

Remarks:

Police Department recommendation:

Recommend liquor license renewal.



Charles Kettle, Interim Chief of Police

MEMO

To: City Council
From: Jolene E. Nelson, CMC, City Clerk
Date: March 15, 2016
Subject: Report of Changes; City Market #4



Office of the City Clerk

Recommendation:

Staff recommends approval of the Report of Changes that has been submitted.

Background:

City Market #4 is changing their registered manager and therefore has submitted a report of changes.

Cost:

There is no cost to the City and there is no cost to the State.

Alignment With Strategic Planning:

Per Delta Municipal Code 5.10.010 “the Delta City Council is hereby designated the local licensing authority for the purposes of exercising the duties and powers provided for in the Colorado Beer Code and the Colorado Liquor Code.”

Actions To Be Taken if Approved:

The Mayor and Clerk will sign the report of changes and the Clerk will mail it to the State.

PERMIT APPLICATION AND REPORT OF CHANGES

CURRENT LICENSE NUMBER 01107790123
ALL ANSWERS MUST BE PRINTED IN BLACK INK OR TYPEWRITTEN
LOCAL LICENSE FEE \$ _____
APPLICANT SHOULD OBTAIN A COLORADO LIQUOR & BEER CODE BOOK TO ORDER CALL (303) 370-2165

1. Applicant is a		PRESENT LICENSE NUMBER
<input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Individual <input type="checkbox"/> Partnership <input type="checkbox"/> Limited Liability Company		
2. Name of Licensee Dillon Companies, Inc	3. Trade Name City Market #04	
4. Location Address 122 Gunnison River Dr		
City Delta	County Delta	ZIP 81416

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

Section A – Manager reg/change	Section C
• License Account No. <u>01107790123</u> 1983-750 (999) <input type="checkbox"/> Manager's Registration (Hotel & Restr.)...\$75.00 2012-750 (999) <input type="checkbox"/> Manager's Registration (Tavern).....\$75.00 <input checked="" type="checkbox"/> Change of Manager (Other Licenses) NO FEE	2210-100 (999) <input type="checkbox"/> Retail Warehouse Storage Permit (ea) \$100.00 2200-100 (999) <input type="checkbox"/> Wholesale Branch House Permit (ea)... 100.00 2260-100 (999) <input type="checkbox"/> Change Corp. or Trade Name Permit (ea) .50.00 2230-100 (999) <input type="checkbox"/> Change Location Permit (ea)..... 150.00 2280-100 (999) <input type="checkbox"/> Change, Alter or Modify Premises \$150.00 x _____ Total Fee _____
Section B – Duplicate License	
• Liquor License No. _____ 2270-100 (999) <input type="checkbox"/> Duplicate License\$50.00	2220-100 (999) <input type="checkbox"/> Addition of Optional Premises to Existing H/R \$100.00 x _____ Total Fee _____ 1988-100 (999) <input type="checkbox"/> Addition of Related Facility to Resort Complex \$75.00 x _____ Total Fee _____

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

DATE LICENSE ISSUED	LICENSE ACCOUNT NUMBER	PERIOD
-750 (999)	-100 (999)	The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your bank account electronically.
TOTAL AMOUNT DUE		\$.00

INSTRUCTION SHEET

FOR ALL SECTIONS, COMPLETE QUESTIONS 1-4 LOCATED ON PAGE 1

Section A

To Register or Change Managers, check the appropriate box in section A and complete question 8 on page 4. Proceed to the Oath of Applicant for signature (Please note: Hotel, Restaurant, and Tavern licensees are required to register their managers).

Section B

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

Section C

Check the appropriate box in section C and proceed below.

- 1) *For a Retail Warehouse Storage Permit*, go to page 3 complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature.
- 2) *For a Wholesale Branch House Permit*, go to page 3 and complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature.
- 3) *To Change Trade Name or Corporation Name*, go to page 3 and complete question 6 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature.
- 4) *To modify Premise*, go to page 4 and complete question 9. Submit the necessary information and proceed to page 4 for Oath of Applicant signature.
- 5) *For Optional Premises or Related Facilities* go to page 4 and complete question 9. Submit the necessary information and proceed to page 4 for Oath of Applicant signature.
- 6) *To Change Location*, go to page 3 and complete question 7. Submit the necessary information and proceed to page 4 for Oath of Applicant signature.

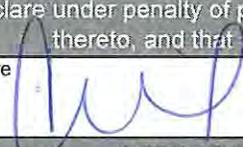
STORAGE PERMIT	<p>5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit</p> <p><input type="checkbox"/> Retail Warehouse Permit for:</p> <p style="margin-left: 20px;"><input type="checkbox"/> On-Premises Licensee (Taverns, Restaurants etc.)</p> <p style="margin-left: 20px;"><input type="checkbox"/>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

CHANGE OF MANAGER	<p>8. Change of Manager or to Register the Manager of a Tavern or a Hotel and Restaurant liquor license.</p> <p>(a) Change of Manager (attach Individual History DR 8404-I H/R and Tavern only)</p> <p>Former manager's name <u>Ed Abila</u></p> <p>New manager's name <u>Rick Fender</u></p> <p>(b) Date of Employment <u>03/12/1977</u></p> <p>Has manager ever managed a liquor licensed establishment?..... Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Does manager have a financial interest in any other liquor licensed establishment?..... Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>If yes, give name and location of establishment _____</p>
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MODIFY PREMISES OR ADDITION OF OPTIONAL PREMISES OR RELATED FACILITY	<p>9. Modification of Premises, Addition of an Optional Premises, or Addition of Related Facility</p> <p>NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities.</p> <p>(a) Describe change proposed _____</p> <p>_____</p> <p>(b) If the modification is temporary, when will the proposed change:</p> <p>Start _____ (mo/day/year) End _____ (mo/day/year)</p> <p>NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS \$300.00</p> <p>(c) Will the proposed change result in the licensed premises now being located within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary?</p> <p>(If yes, explain in detail and describe any exemptions that apply) Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(d) Is the proposed change in compliance with local building and zoning laws?..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(e) If this modification is for an additional Hotel and Restaurant Optional Premises or Resort Complex Related Facility, has the local authority authorized by resolution or ordinance the issuance of optional premises?</p> <p>..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises.</p> <p>(g) Attach any existing lease that is revised due to the modification.</p>
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OATH OF APPLICANT

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

Signature 	Title Business License Clerk	Date <u>2/18/16</u>
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REPORT AND APPROVAL OF LOCAL LICENSING AUTHORITY (CITY / COUNTY)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the applicable provisions of Title 12, Articles 46 and 47, C.R.S., as amended. **THEREFORE, THIS APPLICATION IS APPROVED.**

Local Licensing Authority (City or County)	Date filed with Local Authority
Signature	Title
	Date

REPORT OF STATE LICENSING AUTHORITY

The foregoing has been examined and complies with the filing requirements of Title 12, Article 47, C.R.S., as amended.

Signature	Title	Date
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Items: K, L & M

Attorney Comments



City Manager Comments



Councilmember Comments

