WORK SESSION

I. <u>ITEMS FOR DISCUSSION ONLY:</u>

- a. Presentation by Todd Mayer regarding proposal to purchase property in North Creede;
- b. Discussion regarding regulation of short-term rentals within the City of Creede;
- c. Discussion regarding the possible regulation of RVs within City limits;
- d. Discussion regarding the utilization of the City's SRF Loan for past and future phases of the wastewater collection system project;
- e. Discussion regarding the creation of an events committee for the purpose of interagency coordination of events;
- f. Discussion regarding the creation of designated staging areas for OHV trailers;
- g. Discussion regarding the purchase of digital speed limit signs that flash "slow down" or similar if driver is exceeding speed limit;

Mayer Investments, LLC

April 4, 2023

City of Creede Board of Trustees, Town Manager

Greetings,

My wife Jodie Mayer and myself, Todd Mayer as owners on Mayer Investments, LLC would like to ask your consideration to sell two parcels of City of Creede land to us. This land is adjacent to our home in North Creede with an address of 177 Forest Service Road 502, Tract 31R and Tract 31R-2. Our current West property line is right at the edge of our porch so we would like to purchase a 9.84 feet X 70.0 feet strip of land to give us a small buffer on the West side of our home. We would also like to purchase a 22.0 feet X 25.0 feet section of land on the South side of Forest Service Road 502 that would square up with our property on the north side of the road. Both sections of land are shown on the attached replat map that I had done back in 2018 and are highlighted in yellow. I labeled this replat map "Exhibit A and Exhibit A-1". The total area of land we are asking to purchase is 1,239 square feet.

In 2018 when this survey and replat was drawn up, I met with the BOT at that time on 3/20/2018. In the meeting they agreed that the replat could be approved as long as the exact land area was calculated and that there was a price set for the value of the land. This replat never ended up getting done because the Dawson's, my neighbor to the East did not agree with the boundaries as surveyed and would not accept my offer to convey the property to them at no charge. At that time, I just let it be and now my neighbors have had 5 years to prove different, which they have not been able to do.

Fast forward to today, I now would like to complete this replat but instead of conveying Tract 31R-1B to my East neighbors I would like to keep it in Mayer Investments, LLC but as a separate section of property from my home. This would clear up their encroachment on to the property that our home is on. As for Tract 31R-2B I would also like to keep it in Mayer Investments, LLC but also as a separate section of property on its own.

The main reason for doing all of this is so that if in the future we were to decide to sell this home the property boundaries for it would be all straightened out and we could obtain a clear ILC. As you can see with the current ILC (labeled "Exhibit B") it shows my neighbors improvements encroach onto the property my house is on.

I have been in discussions over the past year or longer with the Town manager Mr. Louis Fineburg. My original discussions with him were to try and buy larger parcels of land (approx. 31.0 feet X 70.0 feet and 25.0 feet X 43.0 feet, that is why the attached appraisal ("Exhibit C") shows larger parcels. It is now my intention to just use the replat that was drawn up in 2018. Louis also wanted to make sure that there was no city owned utilities on the property which with the help of Scott Johnson we were able to determine that there are not any city utilities located on the property we wish to purchase. He also asked for an appraisal to be completed which is attached as "Exhibit C" as described above.

The property appraised for \$4.46 per sq. ft. I would like to make an offer of \$5.00 per sq. ft. for the 1,239 sq. ft. for a total price of \$6,195.00.

Please let me know if the City will consider this transaction as I hate to move forward and spend additional money on this unless I have a commitment from the City. Please also let me know what the next steps are that are required from the City to get this accomplished and if you need any additional information from us.

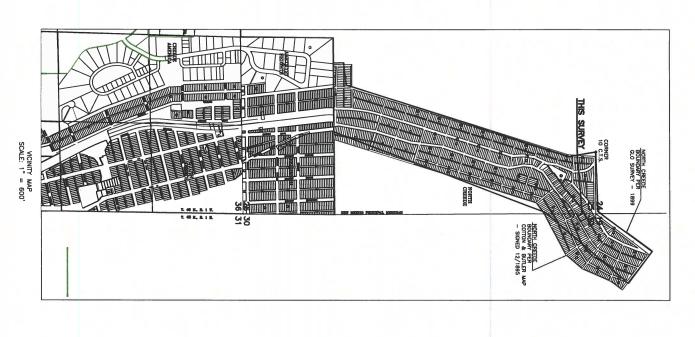
Thank you very much for your time and consideration.

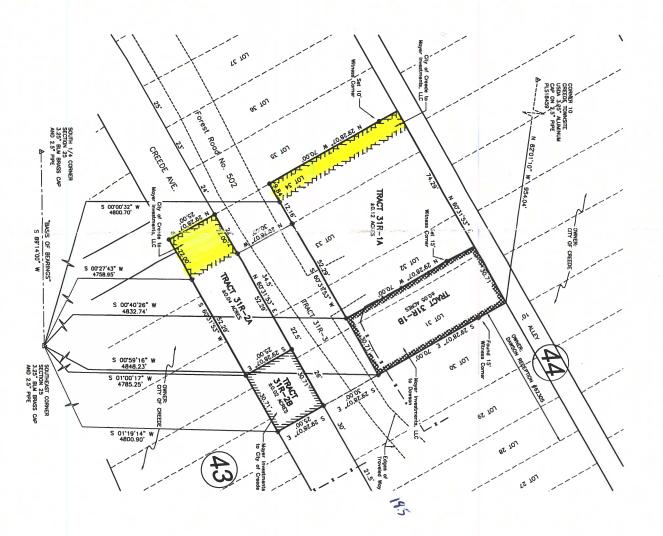
Sincerely,

Mayer Investments, LLC

Todd Mayer

Jodie Mayer





- FOUND CORNER AS DESCRIBED
- FOUND NO.5 REBAR W/1.5" ALUMINUM CAP (PLS 26973)
- SET NO.5 REBAR W/1.5" ALUMINUM CAP (PLS 26973)
- ORIGINAL LOT LINES

TRACT BOUNDARY

- FENCE LINE
- CONVEYANCE AREA-MAYER INVESTMENTS, LLC TO-DRIV OF CREEDE CONVEYANCE AREA-MAYER INVESTMENTS, LLC TO-DRIVEDING LLC CONVEYANCE AREA-CITY OF CREEDE TO MAYER INVESTMENTS, LLC

CLERK AND RECORDERS CERTIFICATE

STATE OF COLORADO SS COUNTY OF MINERAL

hereby certify that this instrument was filed in my office at

2018 under Reception Page doy

NOTICE: According to Colorado law you must comme based upon any defect in this survey within three y based upon any defect. In no event may any action in this survey be commenced more than ten years certification shown hereon. nence any legal action years after you first n based upon any defect s from the date of the

1"=20'
pare 2/8/18
/CITY OF CREEDE

DAVIS ENGINEERING SERVICE, INC.
P.O. BOX 1840
ALAMOSA, COLORADO 81101
PHONE: (719) 589-3004
FAX: (719) 589-3712

SURVENED BY
KL/TC
DRAFTED BY

FOR AND ON BEHALF OF DAVIS ENGINEERING SERVICE, INC.

LOCATED IN THE NORTHWEST \$\frac{1}{2}\$ SECTION 30, TOWNSHIP 42 NORTH RANGE 1 EAST, (SUSPENDED) N.M.P.M., MINERAL COUNTY, COLORADO BLOCK 44, (NORTH) CREEDE り

REPLAT OF TRACT 31R-1A, 31R-1B, 31R-2A &: 31R-2B OF TRACT 31R AND TRACT 31R-2,

SURPACY MOTTES: 1. LICES AND BOOKS SCOWN HOREON IS AN INTERPOLATION OF THE CX, BUTLER HAP 1. LICES AND BOOKS SCOWN HOREON I PAGES 25—27 AS THE BEST MANUARL RECORDED 1. PROBLEM OF THE PAGE OF THE BOOK OFFICE AND THE COTTON OFFICE AND THE COTTON AS BUTLER HAP 1. PROFINENT HAP OF THE PAGE OF THE COTTON AS BUTLER HAP 1. PROFINENT HAP AND COLUMNING THE DESCRIPTION OF THE TOWN INCORPORATION PETITION PILED MAY, 1892 RIO GRANGE COUNTY.

a. COTTON & BUTLET ANYEXATION MAP DOWNMY DECEMBER, 1882, SIGNED DECEMBER 1885 AND RECORRED MI HISTOLIA COUNTY. B. GLO SURREY COMPLETED JUNE 12, 1889, ACCEPTED MUGIST 31, 1901 C. CY BUTLET PLAY OF THE TOWN OF CREEDE DOWN AUXT, 1933, DECLARED THE OFFICIAL MAP OF THE TOWN OF CREEDE MONDERS 14, 1932 AND RECORDED IN MINEDAL COUNTY NORDHERE 27, 1931 M. PAUT BOOK 1. AT PAGES 227—28—27. 2. This survey relied on the following plat/maps to best represent the intent of the lotting in north creede: 3. A PAIDIT TO THE TOWN OF CREEDE WAS NOT ISSUED TO THE OFFICIALS OF THE TOWN UNIT, JULY 31, 1903 AND FINALLY RECORDED MIGHST 6, 1937. CONFETNACES TO PRINCE PARTIES BEGAN SHORTLY AFREN HEL JULY, 1903 PAIPET GRAVET, LUTS EBUNG CONFETD WERE BASED ON THE COTTON & BUTLET MAP AS WELL AS THE CY BUTLER MAP OF 1903.

SURPACONS MUTES: WAS PROPERLY WAS PERCONALD WITHOUT THE BENETIT OF A TITLE REPORT OR TITLE TOWNOW BY THIS SURPCOME OR THE CONNOW BY THIS SURPCOME OR DAYS ENGINEERING LINE. ELECTRIC DID HOT WISH TO HAVE DAYS BOUNDERING LINE. ELECTRIC DISTORMENT OF HAVE DAYS BOUNDERING SERVICE, INC. RESEARCH AND SHOW RECORD ROX APPARENT ELSEADOTS THAT DAY AFFECT THIS PROPERTY. THIS SURPCY ROXDED THOSE RECORD DOCUMENTS REFERENCED HERCON FOR THE DETERMINATION OF ALL BOUNDARIES OPPICTED.

2 CERTIFICATIN DETRIED. THE USE OF THE WIRDS "SERTIFICATION" BY A DUESMEN PROFESSIONAL WAND SHIPPOR CONSTITUTES, SHE EPRESSION OF PROFESSIONAL WAND SHIPPOR CONSTITUTES AN EXPERSION OF PROFESSIONAL WHICH ARE THE SLIBERT OF THE EXPRESSED OR WHILED. (PER COLDRADO STATE BOARD RULE NO. 6.2.2).

SURVEYORS CERTIFICATE

I, DEM P. SCHUTZ, A DULY LEDISED LAND SUREYOR NI THE STATE OF COLORADO, DO MERGEY CESTEY, THAT THIS BULY OR MAP WES REFERRED FROM MOTES OF MA ACTUAL RELIGIORY PROPROBABLE BY ME OR UNDER MY DIRECT SUPERMISON AND SELDET, AND THE MY FROM MEDEL MY FROMING AND BELLET, AND IT SU M ACCORDANCE WITH APPLICABLE STANDARDS OF PRACTICE.

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LOCATED ON THE MORPHWEST & SECTION AS, TOWNSHIP 42 MORPH AWARE 1 EMST. (SUSPENIED) LOCATED ON THE MORPHWEST & SECTION FOR TOWNSHIP 42 MORPHWEST) LOCATED ON THE MORPHWEST & SECTION FOR TOWNSHIP 42 MORPHWEST (SUSPENIED)	& JIN-20 OF INACI JIN AND INACI JIN-2,	REPLAT OF TRACT 31R-1A, 31R-1B, 31R-2A	DRIGINAL

3 Exhibit A-

THAT THEY have caused said Property to be repictted and designated as Tract 31R-1A, Tract 31R-1B, Tract 31R-2A and Tract 31R-2B, Block 44, North Creede, (KNOW ALL PERSONS BY THESE PRESENTS THAT MATER INVESTMENTS, LLC AND THE CITY OF CREEDE are the owners of the following property: Frost 31R, Total Latt 34R of Block 44 and that portion of Creade Avenue as shown hereon, all located within the limits of North Creade (aka Townsite of Creade), Mineral County, Colorado,

IN WITNESS WHEREOF, this instrument is executed this Attest: City Clerk - City of Creede day of

ACKNOWLEDGEMENT

COUNTY OF ___ STATE OF ss{

The foregoing instrument was acknowledged before me this Mayer Investments, LLC.

BOARD OF TRUSTEES CERTIFICATE

Approved this _____ day of ___ County, Colorado. 2018, Board of Trustees for the City of Creede, Mineral

Notary Public

Tract 31R-2A of Block 44 Description

A Tract of land, being a partian of Tract 31R-2, Black 44 and Creede Network located in the NWI/4 Section 30, Township 42 North, Range 1 East (Suspended), RILDER, which the limits of North Creede (dat Townshie of Creede), Mineral County, Colorado, which Tract is more particularly described by meter and bounds on The following bearing are based upon the South line of Section 25 from the Southeast Corner to the South 1/4 Corner, having a bearing of S891'400W. The following bearing are based upon the South line of Section 25 from the South large of the Southleast corner of the Tract herein described, being a paint on the South line of south large of the Southleast corner of the Tract herein described, being a paint on the South line of s

The above described Tract contains 1857 square feet (0.04 acres), more or less.

A Tract of land, being a portion of Tract 31R-2, Block 44, located in the NW1/4 Section 30, Township 42 North, Range 1 East (Suspente International Control of Creeds), Mineral Country, Colordou, which Tract is more particularly described by metes and bound. The following bearings are based upon the South Inter of Section 25 from the Southeast Corner to the South 1/4 Corner, horing a bear monument on both ends with 3,25 inch BMA brass caps; Beginning at the Southeast corner of the Tract herein described, being the Southeast corner of the South 1/4 Corner, horing a bear 31R-2, from where the Southeast corner of sed Section 25 bears 30/11/91/4*W a distance of 480/10 feet; Thence SG073/15/3*W along the 31R-2 a distance of 30,71 feet; Thence NG2726/07*W a distance of 25,00 feet to a point on the North line of said Tract 31R-2; Thence NG276/07*E along the East line of Said East line of Said East line of Said East line

The above described tract is subject to any and all easements of whatsoever

Tract 31R-1A of Block 44 Description

A Tract of land, being a partian of Tract 31R and Lot 34, Black 44, located in the NWI/4 Section 30, Township 42 North, Range 1 East (Suspended), N.M.P.M., within the limits of North Creede (aka lownsite of Creede), Mineral County, Colorado, which Tract is more particularly described by metes and bounds as follows.

LOCATED IN THE NORTHWEST \$\frac{1}{2} \text{ SECTION 30, TOWNSHIP 42 NORTH RANGE 1 EAST, (SUSPENDED)} N.M.P.M., MINERAL COUNTY, COLORADO

BLOCK 44, (NORTH) CREEDE

REPLAT OF TRACTS 31R-1A, 31R-1B, & 31R-2B OF TRACT 31R AND TRACT

1R AND TRACT 31R-2,

31R-2A

The following bearings are based upon the South line of Section 25 from the Southeast Corner to the South 1/4 Carner, having a bearing of S891400°W, monumented on both ends with 3.25 inch Blub brass caps; Beginning at the Southeast corner of the Tract herain described, from whence the Southeast corner of said Section 25 bares 500740726°W a distance of 432.74 feet; Thence S6073153°W a distance of 428.74 feet; Thence S6073153°W a distance of 74.29 feet to a point on the West line of said Lot 34; Thence N6073153°E along the North line of said Black 44 a distance of 74.29 feet; Thence S60728'07°E a distance of 70.00 feet to the Northwest corner of said Lot 34; Thence N6073153°E along the North line of said Black 44 a distance of 74.29 feet; Thence S60728'07°E a distance of 70.00 feet to the place of beginning:

The above described tract is subject to any and all easements of whatsoever nature. above described Tract contains 5201 square feet (0.12 acres), more or less.

Tract 31R-1B of Block 44 Description

A Tract of land, being a portion of Tract 31R, Block 44, located in the NW1/4 Section 30, Township 42 North, Range 1 East (Suspended), N.M.P.M., within the limits of North Create (akd Townshie of Create), Mineral County, Colorado, which Tract is more particularly described by makes and bounds as foliars, to-wit The following bearings are based upon the South line of Section 25 From the Southbeard towns to the South line of Section 25 From the Southbeard towns to the South line of the South line of Section 25 From the Southbeard towns of the Tract harein described, being the Southbeard corner of said Tract 31R, from whence the Southbeard corner of said Section 25 bears 3007916W a distance of 4848.23 feet; Thence S027153W and only the Southbeard corner of said Tract 31R a distance of 30.71 feet; Thence N673153°E along said North line of distance of 30.71 feet; Thence N673153°E along said North line of distance of 30.71 feet to the Northeart corner of said Tract 31R; Thence S29'28'07°E along the East line of said Tract 31R a distance of 70.00 feet to the

The above described Tract contains 2150 square feet (0.05 acres), more or less.

The above described tract is subject to any and all easements of whatsoever nature

The above described tract is subject to any and all easements of whatsoever nature.

Tract 31R-28 of Block 44 Description

The above described Tract contains 768 square feet (0.02 acres), more or less.

SURPACY MOTES:

LOTS AND BLOCKS SHOWN HEREON IS AN INTERPOLATION OF THE CX, BUTLER MAP DATED JULY 1901 FOUND IN BOOK I PAGES 227-27 AS THE BEST WAMLABLE RECORDED FOUNDESS OF NORTH CREEDS AND BING RECORDEDS BY THE CITY OF GREEDS CALABRIGHT THE OFFICIAL MAP OF "CREEDS". THE MAP IS DRAWN PET THE COTTON A BUTLER MAP DRAWN DECEMBER 1922 AND COMPANION THE DESCRIPTION OF THE TOWN INCORPORATION PETITION FILED MAY, 1892 RIO GRANDE COUNTY.

a. COTTON & BUTLER ANNEXATION MAP DRAWN DECEMBER, 1892, SIGNED DECEMBER 1895. AND RECORDED IN HINSDULE COUNTY.
b. GLO SINKEY COMPACTED JUNE 12, 1899, ACCEPTED AUGUST 31, 1901
c. CY BUTLER PLAT OF THE TOWN OF CREEDE EDWAN LUTY, 1903, DECLARED THE OFFICIAL MAP OF THE TOWN OF CREEDE NOVEMBER 14, 1903 AND RECORDED IN HINSDUL COUNTY NOVEMBER 27, 1903 IN PLAT BOOK 1 AT PAGES 25-28-27. 2. This survey relied on the following plat/maps to best represent the intent of the lotting in north greede:

3. A PAIDY TO THE TOWN OF CREEDE WAS NOT ISSUED TO THE OFFICIALS OF THE TOWN
THITL, JULY 31, 1903 AND FAMILTY RECORDED MICHIST 6, 1937. CONFERMACES TO PRIVATE
VARIES BEGAN SHORTLY AFTER THE LULY, 1903 A PAIDY GRAWT, LOTS BEING CONNETION
MEDIE BASED ON THE COTTON & BUTLET MAP AS WELL AS THE CY BUTLET MAP OF 1903.

2. CERTIFICATION DETAILS. THE USE OF THE WORDS "CERTIFY OR "CERTIFICATION" BY A LICENSED PROTESSIONAL LAND SURVEYOR CONSTITUTES AN EXPRESSION OF PROFESSIONAL DEPANDY RECARDING THE FACTS AND PRINDERS WHICH ARE THE SUBJECT OF THE EXPRESSED OR DEPANDY RECARDING THE DEPARTMENT OR GUARANTY, ETHER EXPRESSED OR MPUED. (PER COLORADO STATE BOARD RULE NO. 6.2.2).

SURVEYORS CERTIFICATE

I, DSM, P. SCHILITZ, A DILLY LICENSED LAND SUREZOOR IN THE STATE OF COLORADO, DO MERGER CERTIFY, THAT THIS DAY, OR MAP WAS PREEDARD FROM MOTES OF AN ACTUAL RELD SURPRY PERFORMED BY ME OR UNDER MY DIRECT SUPERNISON AND IS BASED LIPON MY KNOWLEDGE, INFORMATION AND BELIEF, AND IT IS IN ACCORDANCE WITH APPLICABLE STANDARDS OF PRACTICE.

FOR AND ON BEHALF OF DAVIS ENGINEERING SERVICE, INC.

Tract 31R—1B Conveyance — Mayer Investments, LIC to Power (Ama) of the Marce of land, being a portion of Tract 31R, Block 44, located in the NWI/4 Section 30, Township 42 North, Range I East (Suspended), N.H.P.M., which the limits of North Creade (Mot Township of Creade), Mineral Courty, Colorado, which Tract is more particularly described by mates and bounds as follows, to—with the following beinging are based upon the South in-2 from the Southeast Corner to the South 1/4 Corner, howing a bearing of S8911400W, monumented on both ends with 3.25 inch BLM bress caps; Beginning at the Southeast corner of the Tract here had been so the South 1/4 of a distance of 30.51 feet; Thence S80731537W and gits Southeast corner of said Section 25 bears S007516W a distance of 4048.23 feet; Thence S80731537W and gits Southeast corner of the North line of said Tract 31R. Thence 30.71 feet; Thence S80731537W and gits Southeast corner of 30.71 feet to the North line of said Tract 31R; Thence of 30.71 feet to the North line of said Tract 31R; Thence S9272677E along the East line of said Tract 31R a distance of 70.00 feet to the phase of beginning.

The above described tract is subject to any and all easements of whatsoever nature. above described Tract contains 689 square feet (0.02 acres), more or less.

689 A

The above described Tract contains 768 square feet, more or less.

split off, to

The above described tract is subject to any and all easements of whatsoever nature. The above described Tract contains 2150 square feet (0.05 acres), more or less. Tract 31R—1A Conveyance — City of Creede to Mayer Investments. LLC

A Tract of land, being a partian of Lat 3-4, Block 4-4, located in the INIT/4 Section 30, Township 42

North, Range I East (Suspended), NLM-Piu, within the limits of North Creede (aka Townshiet of Creede),

Mineral County, Colorado, which Tract is more particularly described by metes and bounds as follows, to-wit:

The following bearings or a based upon the South inter of Section 25 from the Southesset Corner to the South 1-4 Corner, howing a bearing of S891400°W, monumented on both ends with 3.25 inch BLM bross caps; Beginning at the Southesset corner of the Tract herein described; being the Southerset corner of Tract 31R, from whence the Southeast corner of seld Section 25 hears S0070032°W a distance of 9.84 feet to a point on the West line of soid Lat 3-4. Thence N272307°W along soid West line o distance of 7.0.00 feet to the Archwest corner of seld Tract 31R; Thence S272307°W along soid West line o distance of 70.00 feet to the Northwest corner of seld Tract 31R; Thence S272307°W along show the form of seld Lat 3-4 a distance of 9.84 feet to the Northwest corner of seld Tract 31R; Thence S27230°W along show the form of seld Lat 3-4 a distance of 9.84 feet to the Northwest corner of seld Tract 31R; Thence S27230°W along show the S28230°W and S28230°W an

Tract 31R—2A Conveyance — City of Creede to Mayer Investments. LIC

A fract of land, being a partian of Creede Avenue, located in the NW1/4 Section 30, Township 42

North, Range I East (Suspended), N.H.J.M., within the limit of North Creede (also Townshie of Creede),

North, Range I East (Suspended), N.H.J.M., within the limit of North Creede (also Townshie of Creede),

North County, Colorodo, which fract is more particularly described by mete and bounds as follows, to-wit:

The following bearings are beset upon the South inte of Section 25 from the Southeast Corner to the

South 1/4 Corner, having a bearing of S891/4/00°W, monumented on both ends with 3.25 inch BIJA brass

caps: Beginning at the Southeast corner of section 25 bears S0027/43°T a distance of 4738.95 feet;

Therice S6073153°W along and parallel to the North Line of Block 43 of distance of 22.00 feet through the North Line of Block 43 of distance of 22.00 feet to a point on the South line of Block 43 of Text 31R–2; Therice S2928'07°E along said South line of distance of 22.00 feet to the Northwest corner of said Tract 31R–2 of distance of 25.00 feet to the place of beginning.

= 550 p 22' x 25'

Tract 31R-28 Conveyance — Mover Investments of wholesever nature.

4. Tract of land, being a portion of Tract 31R-2, Black 44, located in the NW1/4 Section 30, Township 42 North, Range 1 East (Suspended), NM-PM, within the limits of North Creeke (lota Township 42 North, Range 1 East (Suspended), NM-PM, within the limits of North Creeke (lota Township 42 North, Range 1 East (Suspended), NM-PM, within the limits of North Creeke (lota Township 42 North, Range 1 East (Suspended), NM-PM, within the limits of North Creeke (lota Township 42 North Creeke), NM-PM, within the limits of North Creeke (lota Township 42 North O'clock _.m., day of

in Map Book at Map Page

MIDE: According to Colorado law you must comme based upon only defect in this survey within three y discover such defect. In ne event may any action in this survey be commenced more than ten years certification shown hereon. nence any legal action years after you first n based upon any defect s from the date of the

REPLAT OF TRACTS 31R-1A, 31R-1B, 31R-2A
& 31R-2B OF TRACT 31R AND TRACT 31R-2.
BLOCK 44, (NORTH) CREEDE

LOCATO IN THE MORTH STORM, COLUMN, COLORON

LOCATO IN THE MORTH STORM, COLUMN, CO DAVIS ENGINEERING SERVICE, INC.

P.O. BOX 1840

ALAMOSA, COLORADO 81101

PHONE: (719) 589-3704

FAX: (719) 589-3712

TODD MAYER 2/8/18 AP0959

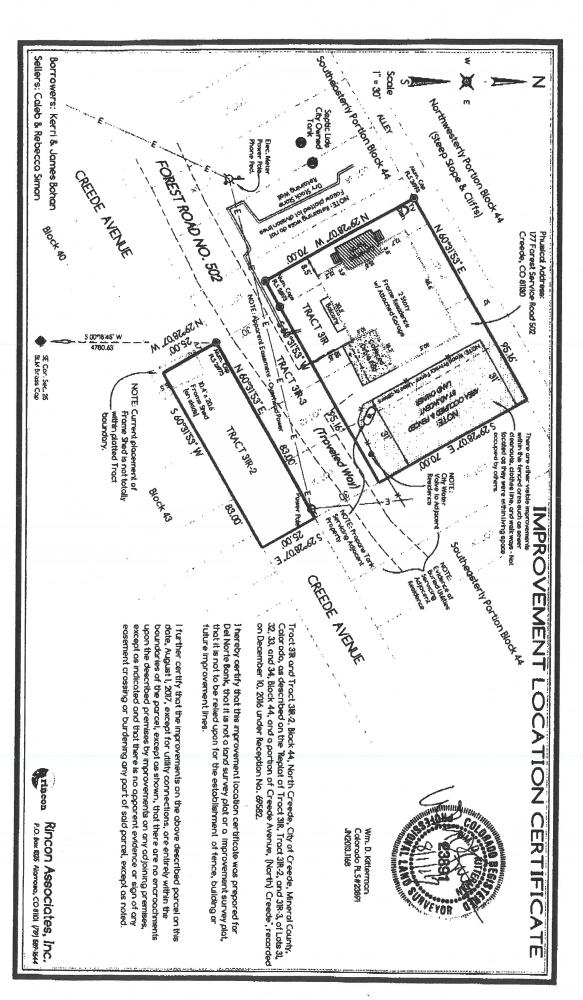
5575.50

Creede to MI FAM 123 9 8 0

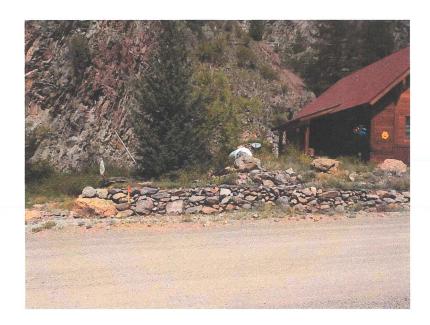
\$4.50

above described Tract contains 768 square feet (0.02 acres), more or less. above described tract is subject to any and all easements of whatsoever nature.

Exhibi+ B



"Exhibit C"



APPRAISAL OF REAL PROPERTY

LOCATED AT:

Tracts On Forest Service Rd 502 TBD Block 44 and TBD Block 43 North Creede Creede, CO 81130

FOR:

Todd Mayer 177 Forest Service Road 502 Creede, CO 81130

AS OF:

09/01/2022

BY:

Eric J Cook
Accurate Appraisal Partners
PO BOX 41
Del Norte, CO 81132
aapartners@qwestoffice.net
719-657-2769

USPAP ADDENDUM

Mayer 001 File No. TBD FSRD 502

OULVI	ADDENDOM FILE NO. TBD FSRD 502
Borrower None	
Property Address Tracts On Forest Service Rd 502	
	(Adia and) State OO Tip Code 04400
	/ Mineral State CO Zip Code 81130
Lender Todd Mayer	
This report was prepared under the following USPAP reporting optio	on:
Appraisal Report This report was prepared in acc	cordance with USPAP Standards Rule 2-2(a).
Appraisal neport This report was prepared in acc	curvance with OSPAP Standards Rule 2-2(a).
Restricted Appraisal Report This report was prepared in acc	cordance with USPAP Standards Rule 2-2(b).
This report was prepared in acc	COLUMNICE WILL OSTAT STATUATUS MUIE 2-2(D).
This is a custom report with a request to determine the price per s	square foot of two vacant parcels of land. These parcels are located
	haracteristics. The lots are a different size, but due to location and
physical characteristics. The price per SF is the most credible. T	he price per SF is also requested buy the seller of the two properties.
Because II Francisco Timo	
Reasonable Exposure Time	
My opinion of a reasonable exposure time for the subject property at the mai	rket value stated in this report is: N/A
This does not apply to this report.	
This does not apply to also reports	
Additional Certifications	
I certify that, to the best of my knowledge and belief:	
M I have NOT performed continue as an appraisar or in any other conseits	regarding the preparty that is the subject of this report within the
I have NOT performed services, as an appraiser or in any other capacity	
three-year period immediately preceding acceptance of this assignment	i.
I HAVE performed services, as an appraiser or in another capacity, rega	rding the property that is the subject of this report within the three-year
period immediately preceding acceptance of this assignment. Those ser	
period initilediately preceding acceptance of this assignment. Those ser	vices are described in the comments below.
The statements of fact contained in this report are true and correct.	
- The reported analyses, oninions, and conclusions are limited only by the reporter	d assumptions and limiting conditions and are my personal, impartial, and unbiased
	a documpating and initially conditions and all my particular, impartial, and antification
professional analyses, opinions, and conclusions.	
 Unless otherwise indicated, I have no present or prospective interest in the prope 	rty that is the subject of this report and no personal interest with respect to the parties involved
- I have no bias with respect to the property that is the subject of this report or the	narties involved with this assignment
 My engagement in this assignment was not contingent upon developing or repor 	rang predetermined results.
- My compensation for completing this assignment is not contingent upon the devi	elopment or reporting of a predetermined value or direction in value that favors the cause of the
	1
	occurrence of a subsequent event directly related to the intended use of this appraisal.
 - My analyses, opinions, and conclusions were developed, and this report has been 	in prepared, in conformity with the Uniform Standards of Professional Appraisal Practice that
were in effect at the time this report was prepared.	
1 1 1	All the sold of the sound
- Unless otherwise indicated, I have made a personal inspection of the property the	at is the subject of this report.
 Unless otherwise indicated, no one provided significant real property appraisal as 	ssistance to the person(s) signing this certification (if there are exceptions, the name of each
individual providing significant real property appraisal assistance is stated elsewhere	
Individual providing significant real property appraisal assistance is stated diseminer	e in ans report.
 	
A 4 (%) 1 O 1	
Additional Comments	
Scope of Work: The appraiser is contracted to determine the site	e value of two properties. These properties are directly across the
street from each other and have the same physical, locational and	d external (surrounding environment) characteristics. The properties
1 1	
1 1	cally no similar comparables. The client asked for a price per square
foot which will determine the site value. The appraiser is going to	determine the price per square foot by examining the market, finding
the most similar land sales. Then after adjustments of the chosen	n land sales. The most similar and probable adjusted sales will be
1 1	
	oot will be determined. The client can then use this price per SF to
determine the site value of the two parcels that are in question.	
I continue The true provide are legated in North County They are	and the state of t
1 1	re 800 feet East from the intersection of Forest Service Road 503. The
31x70 parcel is to the North of FSRD 502 and 25x43 parcel is to t	the South of FSRD 502. These two parcels are across the street from
each other. The 31x70 parcel to the North adjoins the clients resi	idence. The 25x43 parcel is directly across the street and is separate.
	parcel number of 476325100001. This appears to be city property and
will have to be divided if the client wishes to purchase them.	
! !	
1 1	
L	
ADDDAUGED.	CUREDWICODY ADDRAGED. /
APPRAISER:	SUPERVISORY APPRAISER: (only if required)
V 471/	
Signature:	Signature:
	Name:
Name: Eric J Cook	
Date Signed: 09/09/2022	Date Signed:
State Certification #: CR40027231	State Certification #:
or State License #:	or State License #:
State: CO	State:
	Expiration Date of Certification or License:
Effective Date of Appraisal: 09/01/2022	Supervisory Appraiser Inspection of Subject Property:
	Did Not Exterior-only from Street Interior and Exterior

LAND APPRAISAL REPORT

Main File No. TBD FSRD 502 Mayer 001 File No. TBD FSRD 502

Borrower None Census Tract 9736.00 Map Reference Mineral County Property Address Tracts On Forest Service Rd 502 State CO City Creede County Mineral Zip Code 81130 Legal Description TBD Block 44 and TBD Block 43 North Creede Sale Price \$ N/A Date of Sale N/A Loan Term N/A Property Rights Appraised X Fee Leasehold De Minimis PUD VIS. N/A Actual Real Estate Taxes \$ N/A Loan charges to be paid by seller \$ Other sales concessions N/A (vr) Lender/Client Todd Mayer Address 177 Forest Service Road 502, Creede, CO 81130 Occupant None Appraiser Eric J Cook Instructions to Appraiser Use the market approach to determine the price per square foot Rural
Under 25% Location Urban Suburban Good Avg. Fair Poor 25% to 75% **Employment Stability** Built Up Over 75% XXXX X Steady **Growth Rate** Fully Dev. Rapid Slow Convenience to Employment Property Values Increasing X Stable Declining Convenience to Shopping Demand/Supply **♦** Shortage In Balance Oversupply Convenience to Schools Under 3 Mos. X Marketing Time 4-6 Mos. Over 6 Mos. Adequacy of Public Transportation Present Land Use __52% 1 Family 3% 2-4 Family % Apts. % Condo 20% Commercial Recreational Facilities % Industrial 5% Vacant 25% Municipal & City Adequacy of Utilities X Not Likely **Property Compatibility** Change in Present Land Use Likely (*) Taking Place (*) (*) From Protection from Detrimental Conditions X Predominant Occupancy Owner Tenant 5 % Vacant Police and Fire Protection to \$ 1,500,000 Predominant Value \$ 500,000 Single Family Price Range General Appearance of Properties \$ 50 X Single Family Age O vrs. to 135 yrs. Predominant Age Appeal to Market Comments including those factors, favorable or unfavorable, affecting marketability (e.g. public parks, schools, view, noise): The subject is in North Creede. This is still part of Creede City Limits. The parcels are located on Forest Service Road 502. These parcels have minimal functional utility (use). The Northern parcel is adjoining to the clients residence and does not have any build ability due to physical terrain. The Southern parcel has a possible encroaching shed and is too small to build on. The location is nice, but there is a lot of traffic as this is part of a historic loop. Corner Lot Dimensions 31x70 and 25x43 per client sketch. 3,245 Sq. Ft. or Acres Zoning classification Residential Present Improvements do not conform to zoning regulations Highest and best use Present use Mother (specify) See Addenda Public Other (Describe) OFF SITE IMPROVEMENTS Topo 31x70 Sloping & 25x43 Flat X N Public Size Too small for residential Elec. Street Access Private Shape Both Rectangular Gas None Surface Gravel XXX Water Maintenance Public Private View Historic/Residential Curb/Gutter Drainage Fair San. Sewer Storm Sewer Sidewalk Street Lights Yes is the property located in a HUD identified Special Flood Hazard Area? Comments (favorable or unfavorable including any apparent adverse easements, encroachments, or other adverse conditions): Both parcels in question are owned by the city. The Northern parcel is flat to quickly sloping rocky ground. This parcel would also abut the North Creede Septic System. It would not be possible to build. The Southern parcel is flatter and gradually sloping, but could have flood issues with Willow Creek. A shed may be encroaching on the Southern parcel. This parcel is also too small to build any residential improvement. The undersigned has recited three recent sales of properties most similar and proximate to subject and has considered these in the market analysis. The description includes a dollar adjustment reflecting market reaction to those items of significant variation between the subject and comparable properties. If a significant item in the comparable property is superior to or more favorable than the subject property, a minus (-) adjustment is made thus reducing the indicated value of subject; if a significant item in the comparable is inferior to or less favorable than the subject property, a plus (+) adjustment is made thus increasing the indicated value of the subject. SUBJECT PROPERTY COMPARABLE NO. 1 COMPARABLE NO. 2 COMPARABLE NO. 3 Address Tracts On Forest Service Rd 502 Lots 37 - 42 Blk 49 S Creede Lot 8 Blk C Creede Haven #2 Lot 7 Blk G Creede Haven #2 Creede, CO 81130 Creede, CO 81130 Creede, CO 81130 Creede, CO 81130 Proximity to Subject 1.32 miles S 3.09 miles S 3.11 miles S 35,000 Sales Price N/A 45.000 40.000 Price 3.35 3.67 Parcel #484307207008 Data Source CREN/Assessor Parcel #476336111002 Parcel #484307206007 Date of Sale and DESCRIPTION DESCRIPTION + (-)\$ Adjust DESCRIPTION +(-)\$ Adjust DESCRIPTION + (-)\$ Adjust. Time Adjustment N/A 02/24/2020 08/18/2022 06/17/2022 Location N;Res; N;Res; N;Res; N;Res; Site/View Historic/Residential Historic/Residential Creede Haven +5.000 Creede Haven +5.000 Total SF 3245 SE 15000 SF -35,265 10454 sf -24,150 10890 sf -28,057 Site Usage Minimal Minimal Level Buildable -1,500 Level Buildable -1,500 Externalities Poor Maint Propertie **Busy Road** By Airport By Airport Date of Sale 5.25% Per Year 2 Years +4,725 No Adjust No Adjust Sales or Financing Concessions **X** -- + X **X** -Net Adj. (Total) -30,540 -20,650 + -24,557 Indicated Value 14,460 14,350 Data is limited. During the normal course of business. The appraiser looked on the CRENMLS system and then went directly to the Assessors for lot sales. There are only three good sales in the City of Creede in the last four years that are listed by the assessors. There may have been purchases from the city or from individuals to the city, but this is not on the books. There is no other data. Comments and Conditions of Appraisal: This is a custom appraisal to develop a price per square foot, as the site size referenced have not been "set in stone". The site sizes may change and the price per square foot will still give an accurate price if the site sizes are changed due to location or setbacks. If the sites were to be bought together as described for a total of 3,245 SF. Comp #1 would dictate the site value of the subject (lots described). See addenda. Comps #1 & #4 are weighted the most. These two comps are in Creede City limits. Comp #1 is on the hillside West of Creede. It is a larger lot, but surrounded by similar externalities (old properties) and building is not impossible, but would be difficult due to the terrain of the site. Comp #4 is the only other signifian sale in Creede. Comps #2 & #3 are in Creede Haven and are sales within 3 months. ESTIMATE THE MARKET VALUE, AS DEFINED OF SUBJECT PROPERTY AS OF 09/01/2022 to be \$ 4.46 Per SF The purpose of the appraisal is to determine a cost per square foot. This was determined by market sales. The cost is determined to be \$4.46 Per SF. Eric J Cook X Did Did Not Physically Inspect Property Appraiser(s) Review Appraiser (if applicable)

Mayer 001

											File No. TB	D FSF	RD 502
	ITEM	SUBJECT PROPERTY	CO	MPARABLE	NO A	1	and the second section is	COMPARA	BLE NO. 5		COMPARA		
								00114 7417	DEL ITO. J		OUM AIA	DEE 140	. 0
		Forest Service Rd 502	Lots 6 & 7			de							
	Creede, C	O 81130	Creede, C	O 81130		1							
	Proximity to Subject		1.12 miles										
			1.12 IIIIIes							mn/com	Not the Francisco		
	Sales Price	\$ N/A	6 100		\$	65,000			\$	65,225		\$	
	Price	\$			\$	12.97			\$			\$	
	Data Source	CREN/Assessor	Parcel #47										
\$ 5	Data Source Date of sale and Time Adjustment Location Site/View Total SF Site Usage Externalities									1			
S	Date of sale and	DESCRIPTION	DESCR	NOITH	+(-	-)\$ Adjust.	DES	CRIPTION	+(-)\$ Adjust.	[DESCRIPTION	+	-)\$ Adjust.
	Time Adjustment	N/A	11/16/201									1	
Q.				~						—		+	
7	Location	N;Res;	N;Res;		i								
Į.	Site/View	Historic/Residential	In Creede			-25,000			1			- 1	
	T-A-I OF								1			-	
بي	Total SF	3245 SF	5009 SF		1	-22,879			1	-		1	
햧	Site Usage	Minimal	Level Build	dable	1	-1,500			1			1	
È	Externalities				1				1			1	
	Externalities	Busy Road	Residentia	31		-15,000				-		i_	
	Date of Sale	5.25% Per Year	4 Years			+13,650						- 1	
	Sales or Financing											1	
					1	1			1	1		- 1	
	Concessions				-							1	
	Net Adj. (Total)		+	X -	\$	-50,729	+	-	S		+ -	\$	
					· -	00,720	ELCONO.		50/	SALES OF THE PARTY.	NAME OF TAXABLE PARTY.	8	
	Indicated Value					- 1						5	
	of Subject				\$	14,271			S			\$	
		#4 sold much higher eve	n though is			doct) TL	ie come	ie in Car		n a bu	ildabla lavet		lue in
COMMENTS													
0													
							and the same of th						

Supplemental Addendum

File No. TBD FSRD 502

Borrower	None							
Property Address	Tracts On Forest Service Rd 502							
City	Creede	County	Mineral	State	CO	Zip Code	81130	
Lender/Client	Todd Mayer							

Highest & Best Use: The appraiser examined the highest and best use of both parcels. The parcel to the North of Creede acts as the city septic and there is limited space between the city septic and the clients residence. The parcels have no real use

- other than excess acreage for the city, or additional acreage for the client.

 31x70: Per inspection and photos. This is not a buildable area. It could be used to expand the site or yard of the client parcel (177 FSRD 502) or create an additional driveway. The city uses this parcel for the city septic and a buffer from 177 FSRD 502, but the 31x70 is too small to build and would take a lot of investment to improve this section of land for any practical use. The highest and best use would be to add size to 177 FSRD 502 for additional acreage (yard or drive) or keep it as it is. This is legally possible, physically possible, the most economically feasible and would generate the highest return.
- The 25x43 parcel across the street does not have any use as of the date of this appraisal. It is too small for building, not attached to the subject and has minimal usable area without a larger investment. The best use for this parcel would be for parking or an additional storage building as it is relatively flat. There are minimal uses. The highest and best use would be the site leveled and ready for a small improvement or parking.

Creede Land Sales: The appraiser searched the MLS and through the county. There are almost no sales in historic Creede or North Creede (Creede Proper). The appraiser ended up searching 4 years back. Then expanding to Creede Haven to find if date of sale (market time) adjustments are needed. Creede Haven is the ONLY other similar area. It is a new subdivision, but is on city water and sewer, and the only subdivision with lots under .5 acres. Creede Haven is also close to the Creede airport, so it does have externalities like the subject.

Date of Sale: The market in all of Colorado has jumped over the last 4 years for residential properties. The appraiser was concerned about this for vacant land. This appraiser looked at older land sales and then newer land sales in Creede Haven as this is a typical subdivision and consistent similar sales can be found. The appraiser found a 21% increase in the last 4 years. This is adjusted at 5.25% per year in the comps grid.

Sales Considered: Land sales in Creede can range from \$3.00 per SF all the way to \$42.00 per SF. The problem is finding true sales. The most recent sale in Creede is a 1907 SF lot that sold for \$80,000. This is a parcel between the Creede Theater and another business. First off this is prime property and secondly, this was probably purchased with a large grant and the buyer had minimal cash out of pocket. This also happens when the municipality or other sections of government will acquire property. They can agree on any price and then get funding to buy it. Then the said intently will only have minimal out of pocket. This will inflate the price of vacant properties tremendously, but it is falsely inflated. In-turn this creates to value levels and market caps for the area. The appraiser had to determine the most suitable sales for the subject and also try to find the sales that are bought by true market participants, by means of cash of conventional financing and no assistance. These are the sales used for the subject.

Adjustments: There is limited data for adjustments. Adjustments are based on match paired sales and market extraction. Market extraction is basically what does the market dictate or allocate for a specific item or a percentage for a specific item. This was mainly for date of sale adjustments. Match paired sales is based on comparing comparables used and balancing the adjustments to create a good value trend. Comps #1 - #4 have a value trend of \$1,000 +/-. This shows supported market trend adjustments.

Square Footage & Date of Sale: These are the two main adjustments. Square footage was determined by dividing the sales price into the lot size. Then finding the size difference between the comp and the subject. The sales cost per SF of the comp is then multiplied by the difference in size. Comp #1 for example. \$45,000/15000=3.00, 15000-3245=11755, 11755x\$3.00=\$35.265.

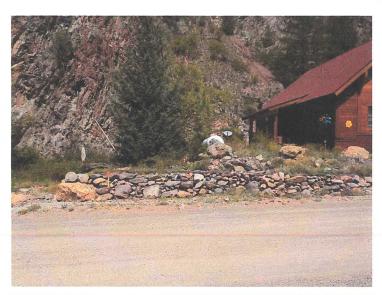
Date of sale was determined by finding the price per year multiplier 5.25% and then multiplying this to the sales price of the comp. Then multiplying it by the years. Comp #1 for example \$45,000x5.25%=\$2632.5, \$2632.5x2 Years=\$4,725.

After these adjustments are determined. The remaining adjustments are through match paired sales. All other items being the same. What is the difference? This is basically match paired sales.

Conclusion: Since Comp #1 is the most similar as far as site, usage, build ability, and the price per SF and date of sale adjustments are all that is needed. This comp adjusted dictates the price per SF. After all other adjustments are made to the additional comps. The adjusted sales ranges are very tight. They are within \$1,000 +/- of each other. This lends strong support to the approach to value, which in turn can be used to determine the price per SF which is \$4.46 per SF as of 09/01/2022.

Subject Photo Page

Borrower	None							
Property Address	Tracts On Forest Service Rd 502							
City	Creede	County	Mineral	State	СО	Zip Code	81130	
Lender/Client	Todd Mayer							



31x70 Lot

Tracts On Forest Service Rd 502 Sales Price N/A

 Sales Price
 N/A

 Gross Living Area
 2,794

 Total Rooms
 8

 Total Bedrooms
 3

 Total Bathrooms
 3.1

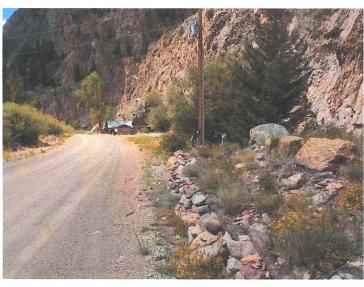
 Location
 N;Res

Location N;Res;
View Historic/Residential
Site 35.02 ac

Site 35.02 Quality Q2 Age 14



31x70 Relation to Client



31x70 Street Frontage

Subject Photo Page

Borrower	None							
Property Address	Tracts On Forest Service Rd 502							
City	Creede	County	Mineral	State	CO	Zip Code	81130	
Lender/Client	Todd Mayer							



31x70 Facing North

Tracts On Forest Service Rd 502 Sales Price N/A

 Sales Price
 N/A

 Gross Living Area
 2,794

 Total Rooms
 8

 Total Bedrooms
 3

 Total Bathrooms
 3.1

 Location
 N;Res

Location N;Res; View Historic/Residential

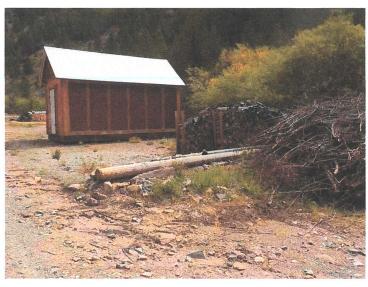
 Site
 35.02 ac

 Quality
 Q2

 Age
 14



31x70 Facing South



25x43 Lot

Subject Photo Page

Borrower	None							
Property Address	Tracts On Forest Service Rd 502							
City	Creede	County	Mineral	State	СО	Zip Code	81130	
Lender/Client	Todd Mayer							



25x43 Lot Facing South

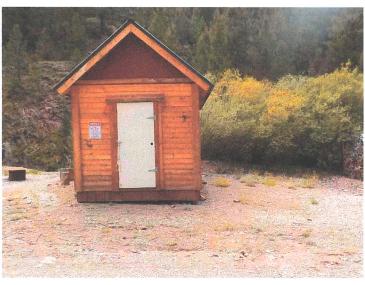
Tracts On Forest Service Rd 502 Sales Price N/A Gross Living Area 2,794 Total Rooms Total Bedrooms 3 **Total Bathrooms** 3.1 Location

N;Res; Historic/Residential View

Site 35.02 ac Quality Q2 14 Age



25x43 Street Frontage



25x43 Encroaching Shed

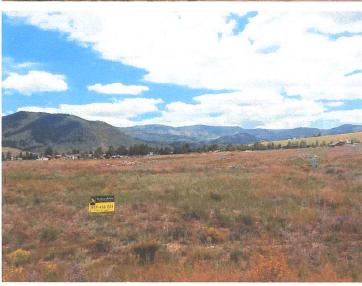
Comparable Photo Page

Borrower	None							
Property Address	Tracts On Forest Service Rd 502							
City	Creede	County	Mineral	State	CO	Zip Code	81130	
Lender/Client	Todd Mayer							



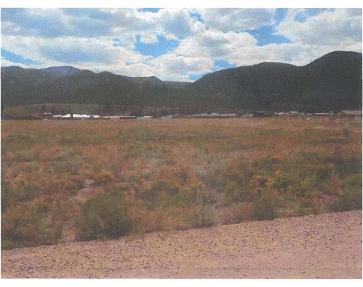
Comparable 1

Lots 37 - 42 Blk 49 S Creede
Prox. to Subject 1.32 miles S
Sale Price 45,000



Comparable 2

Lot 8 Blk C Creede Haven #2 Prox. to Subject 3.09 miles S Sale Price 35,000



Comparable 3

Lot 7 Blk G Creede Haven #2 Prox. to Subject 3.11 miles S Sale Price 40,000

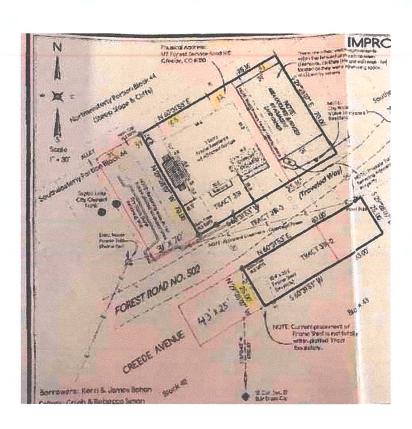
Comparable Photo Page

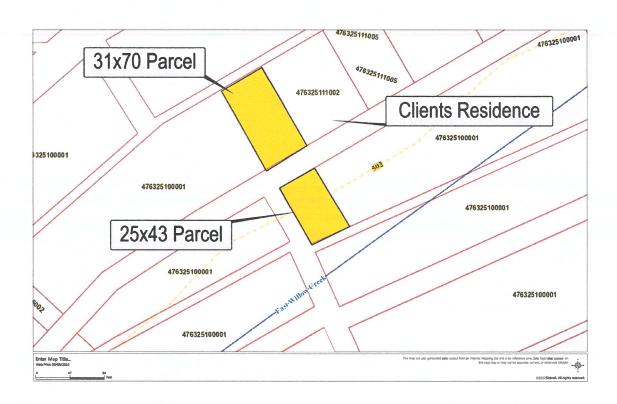
Borrower	None							
Property Address	Tracts On Forest Service Rd 502							
City	Creede	County	Mineral	State	CO	Zip Code	81130	
Lender/Client	Todd Mayer							



Comparable 4

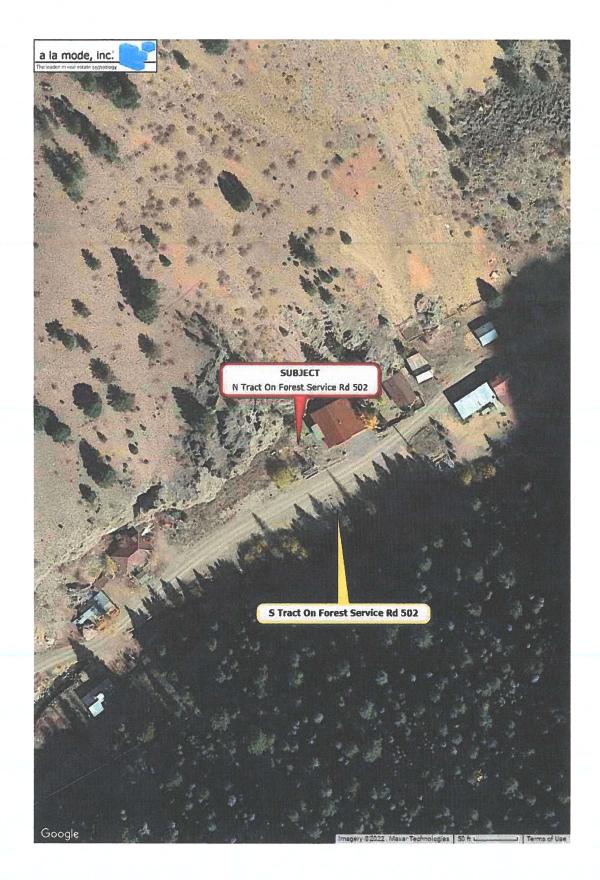
Lots 6 & 7 Blk 17 S Creede
Prox. to Subject 1.12 miles S
Sale Price 65,000





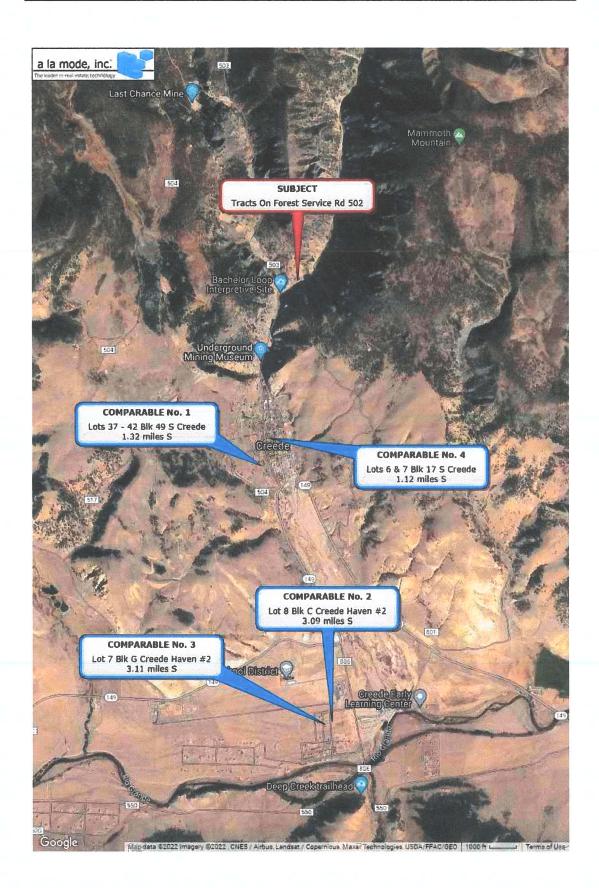
Location Map

Borrower	None						
Property Address	Tracts On Forest Service Rd 502						
City	Creede	County M	lineral	State	CO	Zip Code	81130
Lender/Client	Todd Maver						



Location Map

Borrower	None							
Property Address	Tracts On Forest Service Rd 502							
City	Creede	County	Mineral	State	CO	Zip Code	81130	
Lender/Client	Todd Mayer							



License



HUDSON INSURANCE COMPANY 100 William Street, 5th Floor New York, NY 10038



REAL ESTATE APPRAISERS ERRORS AND OMISSIONS INSURANCE POLICY DECLARATIONS

NOTICE: THIS IS A "CLAIMS MADE AND REPORTED" POLICY. THIS POLICY REQUIRES THAT A CLAIM BE MADE AGAINST THE INSURED DURING THE POLICY PERIOD AND REPORTED TO THE INSURER, IN WRITING, DURING THE POLICY PERIOD OR AUTOMATIC EXTENDED REPORTING PERIOD.

THIS POLICY MAY CONTAIN PROVISIONS WHICH LIMIT THE AMOUNT OF CLAIM EXPENSES THE INSURER IS RESPONSIBLE TO PAY IN CONNECTION WITH CLAIMS. CLAIM EXPENSES SHALL BE SUBJECT TO ANY DEDUCTIBLE AMOUNT. THE PAYMENT OF CLAIM EXPENSES WILL REDUCE THE LIMITS OF LIABILITY STATED IN ITEM 4. OF THE DECLARATIONS. PLEASE READ YOUR POLICY CAREFULLY.

PLEASE READ THIS POLICY CAREFULLY.

Policy Number: PRA-2AX-1005515 Renewal of: 1. Named Insured: Eric J Cook 2. Address: 15079 US Highway 160 Del Norte, CO 81132 3. Policy Period: From: November 8, 2021 To: November 8, 2022 12:01 A.M. Standard Time at the address of the Named Insured as stated in Number 2 above 4. Limit of Liability Each Claim **Policy Aggregate Damages** Limit of Liability \$1,000,000 B. \$1,000,000 Claims Expense Limit of Liability C. \$1,000,000 D. \$1,000,000 5. Deductible (Inclusive of Claims Expenses): \$ 500 Each Claim \$ 1,000 5B. Aggregate **Policy Premium:** \$515.00 State Taxes/Surcharges: \$0.00 7. **Retroactive Date:** November 8, 2011 Notice to Company: Notice of a Claim or Potential Claim should be sent to: **Hudson Insurance Group** 100 William Street, 5th Floor New York, NY 10038 Fax: 646-216-3786 Email: hudsonclaims300@hudsoninsgroup.com On weekends or holidays: 866-546-3981 (Toll Free)

IN WITNESS WHEREOF, We have caused this policy to be executed by our President and our Corporate Secretary at New York, New York

Insurance Services

Riverton Insurance Agency Corp.

President

9. A. Program Administrator:

of 2. college

B. Agent/Broker:

Secretary

OREP-Organization of Real Estate Professionals

PRA100 (01/20)

Page 1

FROM:

Eric J Cook

Accurate Appraisal Partners

PO Box 41

Del Norte, CO 81132-9714 aapartners@qwestoffice.net

Telephone Number: (719) 657-2769 Fax Number:

TO:

Todd Mayer

177 Forest Service Road 502

Creede, CO 81130

Telephone Number: Alternate Number: Fax Number: E-Mail:

Per market data of local sales. The cost per square foot is \$4.46.

INVOICE

INVOICE NUMBER

4691-09-2022 Mayer

DATE 09/01/2022

REFERENCE

Internal Order #: Lender Case #:

Client File #: Main File # on form:

TBD FSRD 502

Other File # on form: Mayer 001

Federal Tax ID: Employer ID:

DESCRIPTION

Lender: Todd Mayer

Client: Todd Mayer

Purchaser/Borrower: None

Property Address: Tracts On Forest Service Rd 502

City: Creede

County: Mineral

ry: Mineral

State: CO

Zip: 81130

Legal Description: TBD Block 44 and TBD Block 43 North Creede

FEES

Land Value 500.00

SUBTOTAL

500.00

PAYMENTS AMOUNT Description: Paid By Check Check #: Date: 500.00 Check #: Date: Description: Check #: Date: Description: **SUBTOTAL** 500 *****Due upon receipt ***** **TOTAL DUE** 0.00

CITY OF CREEDE, COLORADO

ORDINANCE NO.

AN ORDINANCE ADDING CHAPTER 19, ARTICLE 1, LICENSING OF SHORT-TERM RENTALS, TO THE CITY OF CREEDE CODE OF ORDINANCES AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Board of Trustees of the City of Creede has determined that the type and numbers of short-term rentals within City limits should be regulated and licensed; and

WHEREAS, the Board of Trustees of	f the City of Creede held	work sessions to review a	and discuss regulations
and licensing standards on	; and		

NOW, THEREFORE, be it ordained by the Board of Trustees of the City of Creede as follows:

SECTION 1. ADDITION. Chapter 19, Article 1, Licensing of Short-Term Rentals, is hereby added to the City of Creede Code of Ordinances as follows:

A. Chapter 19, Article 1 LICENSING OF SHORT-TERM RENTALS

Sections:

- 19-1-010 Intent and scope.
- 19-1-020 Definitions.
- 19-1-030 License required.
- 19-1-040 License restrictions.
- 19-1-050 License; application; contents; inspection; issuance.
- 19-1-.060 Fees.
- 19-1-070 Sales tax license.
- 19-1-080 Limitations; occupants, vehicles and noise.
- 19-1-090 Permitted locations.
- 19-1-100 Renewal.
- 19-1-110 Property owner responsibility.
- 19-1-120 Posting.
- 19-1-130 Advertising.
- 19-1-140 Notice to owner.
- 19-1-150 Enforcement; revocation; appeal.
- 19-1-160 Penalty for violation.

19-1-010. Intent and scope.

- A. This chapter is intended to establish comprehensive regulations to safeguard public health, safety and welfare by requiring licensing of short-term rental properties in the City of Creede.
- B. This chapter applies to accommodations for rent or lease for a period of less than thirty (30) consecutive days, but only when the accommodation is assessed in the residential property classification system for property tax purposes.

C. This chapter is not intended to supersede any private conditions, covenants or restrictions application to a short-term rental unit.

19-1-020. Definitions

Terms and phrases used in this Article are defined as follows:

- A. "Principal residence" means the primary location at which a person resides for more than one-half of the year. However, if the person's driver's license or voter registration shows a different residence address, it shall be presumed that the location in question is not a principal residence.
- B. "Responsible agent" means the owner, the owner's agent, or the owner's designee who is available to respond to any issues arising from a short-term rental within fifteen (15) minutes and who is authorized to receive written notice on behalf of the owner.
- C. "Short-term rental" means the rental of all or a portion of a single-family residentially-zoned property for less than 30 consecutive days. This definition does not include offering use of one's property to another where no fee is charged and collected, and also specifically excludes use of recreational vehicles, mobile homes located in a mobile home, trailer or RV park, duplexes and/or multi-family dwellings.
- D. Vehicle means a machine propelled by power other than human power designed to travel along the ground, in the air, or through water by use of wheels, treads, runners, slides, wings, or hulls and to transport persons or property or pull non-self-propelled vehicles or machinery, and includes, without limitation, automobile, airplane, boat, truck, trailer, motorcycle, motor scooter, moped, tractor, buggy, golf cart, and wagon.

19-1-030. License required.

Within the City of Creede, it is unlawful for any person to engage in a short-term rental unless licensed to do so as provided for by this chapter. Licenses are permitted, in limited numbers, in any area in Town where residential occupancy is permitted, in compliance with the provisions of this chapter, and provided that no commercial space is used for a short-term rental. The short-term rental license must be renewed annually for every premises used as a short-term rental.

19-1-.040 License restrictions.

- A. Class A short-term rentals may be located in the property owner's principal residence or within an accessory dwelling unit located on the same property as the principle residence, and the property owner must be a natural person or the beneficiary of a trust whose name appears on the deed to the property on which the short-term rental is located.
- B. Class B short-term rentals may be located on residentially-zoned properties that are not a principle residence. The total number of Class B short-term rentals within the City of Creede is limited to a total number of twenty-five (25) in a any calendar year.
- C. No property shall be licensed as a short-term rental unless the owner has owned the property for two (2) years before a license application is filed. Transfers to a trust where the owner of the property is the beneficiary of the trust or to a corporate entity where the owner of the property is the majority owner of the entity shall not constitute a break in the period of ownership. This section shall not be read to prohibit the long-term rental of properties for periods in excess of thirty (30) days within the first two (2) years of ownership.
- D. The short-term rental license is non-transferable with the sale of the property.

E. All applicants for a short-term rental license must obtain written approval from all owners of property located within 200' of the exterior boundary of the property to be permitted.

19-1-050 License; application; contents; inspection; issuance.

- A. Applicants for a license or for renewal of a license under this chapter shall file an application with the Town Administrator/Clerk with the following information:
 - 1. Applicant/property owner information;
 - 2. Address of the short-term rental;
 - 3. Proof of ownership;
 - 4. Designation of and proof of agreement with a responsible agent;
 - 5. Number of bedrooms in the house;
 - 6. Maximum number of occupants;
 - 7. Number and site plan of off-street parking spaces;
 - 8. Trash/recycling plan;
 - 9. Evidence of issuance of a state sales tax license number;
 - 10. Evidence of property and liability insurance;
 - 11. Written approval of abutting property owners; and
 - 12. The applicable license application fee.

In addition to the requirements of this chapter, the City of Creede may require such additional information as is deemed reasonably necessary to effectuate the purpose and intent of this chapter. An application is not complete and will not be considered properly submitted until the applicant provides all information required by the Town and pays the applicable licensing fee.

- B. Upon filing of a complete application for a short-term rental license and within sixty (60) days prior to each annual renewal under the terms and provisions of this chapter, the property owner shall certify that:
 - 1. Adequate fire extinguishers are installed and maintained;
 - 2. Smoke alarms and carbon monoxide alarms are installed in compliance with applicable building and fire codes;
 - 3. Maximum occupancy notice(s) are clearly posted based on square footage; and
 - 4. Emergency egress pathways are in compliance with applicable building and fire codes.
- C. The City of Creede shall issue a short-term rental license upon confirming compliance with the application requirements. The short-term rental license shall include:
 - 1. The names and contact information of the property owner and responsible agent;
 - 2. The maximum number of occupants of the property;
 - 3. Conditions related to parking and other matters (if any); and
 - 4. The dates of issuance and expiration of the license.

19-1-060 Fees.

The Town Board shall, by a resolution of the Town Board, impose fees for the application, renewal and enforcement of this chapter.

19-1-070 Sales tax license.

All short-term rentals shall obtain the necessary sales tax license from the State of Colorado.

19-1-080 Limitations; occupants, vehicles and noise.

The following restrictions shall apply to all short-term rentals:

- A. Application: Applicants shall file a written application for a short-term rental license on forms provided by the City of Creede at least sixty (60) days prior to rental of the property.
- B. Occupants: For short-term rentals with 1,500 square feet or less of interior living space, a maximum of four (4) persons is allowed. For short-term rentals with greater than 1,500 but less than 2,500 square feet of interior living space, a maximum of six (6) persons is allowed. For short-term rentals with 2,500 square feet or more of interior living space, a maximum of eight (8) persons is allowed.
- C. No more than three (3) people per bedroom, including children, shall be permitted to occupy a short-term rental.
- D. Vehicles: No more than four (4) vehicles associated with the property owner, short-term renters and others shall be parked at any one time on or nearby the property with a maximum of two (2) vehicles parked in the street within a duly authorized public parking area where overnight on-street parking is allowed.
- E. Violation of the Municipal Code: All short-term renters shall comply with all applicable provisions of the City of Creede Code of Ordinances, including all nuisance provisions.
- F. Residential character: All dwellings shall maintain the residential character of the neighborhood.
- G. No more than three (3) dogs, including the property owners, shall be allowed at the short-term rental at any one time.
- H. Failure to comply with these limitations may result in revocation of the short-term rental license.

19-1-090 Permitted locations.

- A. The City of Creede shall issue an unlimited number of Class A permits and no more than a total of twenty-five (25) Class B short-term rental licenses.
- B. Short-term rentals are allowed on any residentially-zoned property within the City of Creede.

19-1-100 Renewal.

At least sixty (60) days prior to the anniversary date of the short-term rental license, the licensee shall apply to renew the license. Absent the timely filing of a renewal application, a license shall expire one (1) year from the date of issuance.

19-1-110 Property owner responsibility.

- A. The property owner is responsible for notifying all occupants of the applicable restrictions and requirements.
- B. The property owner is responsible for any violation of any provision of this chapter.

19-1-120 **Posting.**

The owner must post or cause to be posted the following information in a prominent and visible location in the short-term rental unit:

- A. A copy of the current short-term rental license;
- B. Description of location of fire extinguishers and emergency egress;
- C. General guidelines on Town regulations, as well as any unit specific guidelines, regarding noise, parking, trash pick-up and fire restrictions; and
- D. Any other information deemed necessary by the City Manager or his/her designee to ensure the public's health and safety.

19-1-130 Advertising.

All marketing materials or advertisements for a short-term rental unit shall contain the license number of the short-term rental license.

19-1-140 Notice to owner.

Any notice given by the Town to an owner in pursuit of this chapter is deemed sufficient if sent by either:

- A. First-class mail to the address provided by the owner or the responsible agent designated on the owner's most recent license or renewal application; or
- B. Electronic mail, if the owner provides an electronic mail address and indicates electronic mail as the preferred method of notification on the owner's most recent license or renewal application.

19-1-150 Enforcement; revocation; appeal.

- A. Code Enforcement: The property owner of any property licensed as a short-term rental shall be liable for all violations of this Chapter, and shall abate any nuisance or other violation as required under the Code.
- B. Revocation. Three (3) or more violations of the Code or short-term rental license upon the property shall be grounds for revocation of a short-term rental license. The licensed property shall not be eligible for a short-term rental license for a period of two (2) years following revocation.
- C. Appeal. Any person aggrieved by the decision of the City Manager in the course of the administration and enforcement of this chapter may make an appeal to the Town Board. Such appeal shall be made within ten (10) days of the decision from which the appeal is made by filing with the Town a written notice of appeal specifying the grounds therefor. The Town Board shall conduct a hearing of the appeal within thirty (30) days of receiving written notice. The decision of the Town Board shall be final.

19-1-160 Penalty for violation.

Any person who fails to comply with any provision of this chapter shall may be subject to all applicable penalties described in Chapter 1, Article 4 of the City of Creede Code of Ordinances.

SECTION 2. <u>SEVERABILITY</u>, <u>CONFLICTING ORDINANCES REPEALED</u>. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. All other ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 3. EFFECTIVE DATE . This ore (30) days after adoption and publication pure	dinance shall take effect and be in full force and effect thirty suant to C.R.S. § 31-16-105.
INTRODUCED, READ, APPROVED A. 2023.	ND ORDERED PUBLISHED this day of,
	Jeffrey Larson, Mayor
ATTEST:	veiney Eurosii, mayor
Josie Bielenberg City Clerk	

Storage and parking of recreational vehicles, campers, trailers, and boats. The parking or storage of a recreational vehicle, camper, trailer or boat is permitted only in the following manner:

- 1) Parking or storage is permitted inside any lawful enclosed structure.
- 2) No part of any recreational vehicle, camper, trailer, or boat may be parked or stored directly in front of the principal building or within any portion of the front setback.
- 3) No part of any recreational vehicle, camper, trailer, or boat may extend over any portion of a public sidewalk or other public right-of-way.
- 4) In any zone district, recreational vehicles, campers, trailers, or boats shall not be:
- a. Used for dwelling purposes, except that incidental overnight sleeping for periods not exceeding three (3) consecutive nights and not more than twenty-one (21) nights in any one
- (1) calendar year is permitted when the recreational vehicle, camper, trailer or boat is stored on the private property with permission of the property owner.
- b. Permanently connected to sewer lines, water lines or electric service, other than temporary connection to electric service for charging batteries, maintenance, and similar purposes; or
- c. Used for storage of goods, materials, or equipment other than those items considered to be part of the unit or integral to the use of the recreation vehicle, camper, trailer, or bot as intended by the manufacturer.
- 5) The owner of a recreational vehicle, camper, trailer, or boat may park the recreational vehicle, boat, or trailer on the street immediately in front of the owner's house for not more than forty-eight (48) consecutive hours. At least forty-eight (48) hours must pass before the recreational vehicle, camper, trailer, or boat may be parked in the same or similar location again.
- 6) It shall be unlawful for any person to relocate or otherwise move a recreational vehicle, camper, trailer, or boat to a new location from the recreational vehicles boat or trailer's original parked location in an attempt to circumvent or evade the provisions of this Section.
- 7) Storage and parking of recreational vehicles, campers, trailers, and boats is permitted on private property only as follows:
- a. When legally registered for use on a public right-of-way; and

- b. When kept in a state of repair; and
- c. When located at the property where it is registered; and
- d. At a legally occupied residence.

City of Creede - Capital Improvement Projects

Project Name	Project Description	Timeframe	Status	Grant Agency	Total Estimated Cost	Grant Funding	Estimated City Funding	
	Planning and Design Work for the							
Micro-Hydro Electric System Planning	Installation of a Small-Scale Hydro Electric	2020	Complete	DOLA	\$ 65,000.00	\$ 49,000.00	\$ 16,000.00	
	Generating System along Willow Creek							
Willow Creek Infrastucture Planning	Planning and Design Work for the Second		Complete	DOLA				
	Phase of the Willow Creek Flume	2020			£ 50,000,00	\$ 25,000.00	\$ 25.000	
	Rehabilitation and Water System Upgrades	2020			\$ 50,000.00		\$ 25,000.00	
	along Willow Creek							
EV Level III Charging Station	Installation of EV Charging Station at the	2020	Complete	Colorado Energy Office	\$ 56,000.00	\$ 35,000.00	\$ 21,000.00	
	Visitor's Center	2020	Complete	Colorado Ellergy Office	\$ 56,000.00	\$ 55,000.00	\$ 21,000.00	
Water System Chlorinator Conversion	Conversion of Water Treatment Systems	2020	Complete	CDPHE	\$ 25,000.00	\$ 25,000.00	ė	
	from Gaseous to Liquid Chlorine	2020	Complete		3 23,000.00	3 23,000:00	-	
Basham Park Picnic Table	Purchase and Installation of New Picnic	2020	Complete	SLVCOG	\$ 10,000.00	\$ 5,000.00	\$ 5,000.00	
Replacement	Tables in Basham Park	2020	Complete	357000	3 10,000.00	3,000:00	3,000.00	
Off-Street Parking	Construction of Public Parking Lot	2020	Complete	NA	\$ 15,000.00	\$ -	\$ 15,000.00	
Sewer System Replacement Project	Planning and Design for the Rehabilitation							
(SSRP) Design	and/or Replacement of Sections the City's	2021	Complete	State Revolving Loan Fund	\$ 135,000.00	\$ 135,000.00	\$ -	
(SSRP) Design	Sewer Collection System							
Mining Museum Awnings	Replacement of Awnings over Mining	2021	Complete	NA	\$ 20,000.00	\$ -	\$ 20,000.00	
	Museum Entrances	2021			20,000.00	,	3 20,000.00	
Phase 1 SSRP	First Phase of the Sewer System	2021	Complete	DOLA	\$ 500,000.00	\$ 250,000.00	\$ 250,000.00	
r nase 1 35Kr	Replacement Project	2021			\$ 500,000.00	250,000.00	250,000.00	
Warming Hut	Installation of Warming Hut at Hockey	2021	Complete	SLVCOG	\$ 10,000.00	\$ 5,000.00	\$ 5,000.00	
	Ponds	2021	complete	527655	Ţ 15,600.00	3,000.00	\$ 3,000.00	
SCADA System / Back-Up Generators	Utility Monitoring System Implementation		Complete	DOLA	\$ 432,000.00	\$ 200,000.00	\$ 232,000.00	
	and Installation of Back-Up Generators for	2021						
	Utility Systems							
Town Hall Complex Planning Grant	Site planning work for a new Town Hall	2023	Complete	DOLA	\$ 20,000.00	\$ 17,000.00	\$ 3,000.00	
<u> </u>	Complex		·					
Phase 2 SSRP	Phase 2 of SSRP	2022 - 2023	In Progress	CDPHE	\$ 600,000.00	\$ 400,000.00	\$ 200,000.00	
				Total:	\$ 1,938,000.00	\$ 1,146,000.00	\$ 792,000.00	
						59%	419	
Baissa Handan Flantain Cont	Installation of a Coroll Cools Had. 51	2022 2025		2014	4 475 222 22	A 075 000 00	A	
Micro-Hydro Electric System	Installation of a Small-Scale Hydro Electric	2023-2025	In Progress	DOLA	\$ 1,475,000.00	\$ 975,000.00	\$ 500,000.00	
Implementation	Generating System along Willow Creek Development of Construction Documents	2023-2025	In Progress	CDS	\$ 485,000.00	\$ 485,000.00	-	
Town Hall Complex Construction	for Town Hall	2023-2024	In Progress	DOLA	\$ 555,000.00	\$ 277,500.00	\$ 277,500.00	
Documents Db 2 CCPP	Phase 3 of SSRP	2022	In December	DOLA	¢ 660,000,00	¢ 222.000.00	¢ 220,000,00	
Phase 3 SSRP	ADA Compliance and Sidewalk	2023	In Progress	DOLA	\$ 660,000.00	\$ 330,000.00	\$ 330,000.00	
	Replacement	2024 - 2025	In Progress	CDOT	\$ 1,826,057.00	\$ 1,513,702.00	\$ 312,355.00	
	ADA Compliance and Sidewalk		_					
DOLA Main Street Improvements		2024-2025	Applied	DOLA	\$ 2,000,000.00	\$ 1,500,000.00	\$ 500,000.00	
•	Replacement						,	

Total All Projects:	\$ 7,001,057.00	\$ 5,081,202.00	\$ 1,919,855.00
	\$ 2.65	73%	27%