



Randy Winkler, Mayor
Jay Miller, Mayor Pro Tem
Richard Carter, Councilor
Barbara Clifton, Councilor
Joe Elliott, Councilor
Dirk Myers, Councilor
Jonathan Rice, Councilor

City Hall
City Council Chambers
202 Railroad Avenue
Rifle, CO

Cablecast Live on
Comcast Channel 10

Streamed Live at RifleNOW.org

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**REGULAR MEETING
December 17, 2014**

**WORKSHOP 6:00 P.M.
CONFERENCE ROOM**

6:00 p.m. Update on water treatment plant (Dick Deussen; Jim Miller)

**SPECIAL MEETING 6:30 P.M.
CONFERENCE ROOM**

- 6:30 p.m. 1. Special Meeting Call to Order and Roll Call
- 6:33 p.m. 2. Executive Session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e)

**REGULAR MEETING 7:00 P.M.
COUNCIL CHAMBERS**

The City Council may take action on any of the following agenda items as presented or modified prior to or during the meeting, and items necessary or convenient to effectuate the agenda items.

- 7:00 p.m. 1. Regular Meeting Call to Order and Roll Call
- 7:03 p.m. 2. Consent Agenda – consider approving the following items:
A. Minutes from the December 3, 2014 regular meeting
B. Approving Stipulation in Water Court Case No. 14CR3014
C. Appointing Tim Barnett as alternate member of Planning Commission
D. October 2014 Sales Tax Report
E. October 2014 Financial Report
F. Accounts Payable

- 7:08 p.m. 3. Citizen Comments
(For items not listed as public hearings on the agenda. Please limit comments to 3 minutes.)
- 7:11 p.m. 4. Action, if any, on Workshop Items (Mayor Winkler)
- 7:15 p.m. 5. Public Hearing – Consider Landscape Code Amendments - Ordinance No. 20, Series of 2014 – 1st reading (Nathan Lindquist)
- 7:25 p.m. 6. Public Hearing – Consider Sign Code Amendments - Ordinance No. 19, Series of 2014 - 1st reading (Nathan Lindquist)
- 7:35 p.m. 7. Administrative Reports
- 7:45 p.m. 8. Comments from Mayor and Council

The order and times of agenda items listed above are approximate and intended as a guideline for the City Council.

Next Regular Meeting of Council: January 7, 2015 at 7:00 p.m.



RIFLE CITY COUNCIL MEETING

Wednesday, December 3, 2014

REGULAR MEETING

7:00 p.m. * Council Chambers

A regular meeting of the Rifle City Council was called to order at 7:00 p.m. by Mayor Randy Winkler.

PRESENT AT ROLL CALL: Councilors Rich Carter, Barb Clifton, Joe Elliott, Jay Miller, Dirk Myers, Jonathan Rice, and Mayor Randy Winkler.

OTHERS PRESENT: Matt Sturgeon, City Manager; Lisa Hamilton, City Clerk; Jim Neu, City Attorney; Jim Bell, Rifle Community Television Manager; Michael Churchill, Rifle Community Television Assistant Manager; Charles Kelty, Finance Director; and Nathan Lindquist, Planning Director.

CONSENT AGENDA - APPROVE THE FOLLOWING ITEMS:

- A. Minutes from the November 19, 2014 special & regular meetings
- B. Extend Domestic Animal Shelter and Impoundment Services Agreement with Friends of Rifle Animal Shelter through December 31, 2015
- C. Amend Section 2-4-260(a) of Rifle Municipal Code regarding contempt power of municipal court – Ordinance No. 14, Series of 2014 – second reading
- D. Amend sections of Rifle Municipal Code to clarify drafting inconsistencies in Model Traffic Code for Colorado – Ordinance No. 15, Series of 2014 – second reading
- E. Adopt excise tax on sale of recreational marijuana – Ordinance No. 16, Series of 2014 – second reading
- F. Special Event Liquor Permit: BPOE Lodge Rifle Elks Lodge #2195 for December 13, 2014; January 24, 2015; February 7, 2015; March 14, 2015; and April 18, 2015 (approve permit; cancel public hearing)
- G. Liquor License Renewal: BPOE Lodge Rifle Elks Lodge #2195
- H. Provide letter of support for HEAL Railroad Avenue Grant
- I. Accounts Payable

Councilor Miller moved to approve Consent Agenda Items A, B, C, D, E, F, G, H, and I; seconded by Councilor Rice. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

CITIZEN COMMENTS

There were no citizen comments.

RIFLE CREEK TRAIL ACQUISITIONS

Planning Director Nathan Lindquist recommended that Council authorize the purchase of 154 East 11th Street, and accept the dedication of trail access easements to the City at 1252 Railroad Avenue, 1224 Railroad Avenue, and 146 East 12th Street. The purpose of these property acquisitions is to allow the construction of the missing piece of the Rifle Creek Trail from 10th Street to City Market.

The cost to purchase 154 East 11th Street would be \$219,500 plus closing costs. This property contains a single-family residence. If the property is purchased, staff recommends that the City first delineate the alignment of the trail and realign the gravel driveway and parking area. Once that is accomplished, staff recommends the property be put back on the market to be re-sold with the intent of its continued use as a residence. The existence of the trail is not expected to significantly affect future residential use of the property.

Councilor Carter moved to authorize the purchase of 154 East 11th Street for \$219,500 plus closing costs; approve an Easement Agreement with Sweeney Properties Partnership, LLC at 1252 Railroad Avenue; approve an Easement Agreement with FOTR, Inc. at 1224 Railroad Avenue; and approve an Easement Agreement with Vicki D. Pretti, Shari L. Bird, Duane Woods and Jeremy Woods at 146 East 12th Street; seconded by Councilor Miller. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

CONSIDER ADOPTING 2015 BUDGET

Finance Director Charles Kelty presented the following items connected with adopting the 2015 budget:

- Resolution No. 22, Series of 2014, adopts the 2015 Budget.
- Ordinance No. 17, Series of 2014, provides for the annual appropriation.
- Resolution No. 23, Series of 2014, certifies the mill levy.

Councilor Miller moved to approve Resolution No. 22, Series of 2014; seconded by Councilor Carter. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

Councilor Carter moved to approve Ordinance No. 17, Series of 2014, as presented and order it to be published as required by Charter; seconded by Councilor Elliott. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

Councilor Rice moved to approve Resolution No. 23, Series of 2014, as amended to reflect the most recent valuation; seconded by Councilor Clifton. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

PUBLIC HEARING - CONSIDER APPROVING 2014 SUPPLEMENTAL BUDGET

Mayor Winkler opened the public hearing. Mr. Kelty presented the following items connected with approving a supplemental 2014 budget:

- Resolution No. 24, Series of 2014, amends the 2014 Budget.
- Ordinance No. 18, Series of 2014, approves a supplemental appropriation.

These items would amend the General Fund, the Visitor Improvement Fund, and the Sanitation Fund.

Councilor Rice moved to approve Resolution No. 24, Series of 2014, and approve Ordinance No. 18, Series of 2014, as presented and order it to be published as required by Charter; seconded by Councilor Miller. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

ADMINISTRATIVE REPORTS

City Manager Matt Sturgeon reported to Council on the following issues: deer crossing signs; accident on West 5th Street; Hometown Holiday; and recent events at the Ute Events Center.

COMMENTS FROM MAYOR AND COUNCIL

Councilors congratulated the Rifle Bears football team on a great season.

Councilor Rice thanked the community for its support of the football team.

Councilor Elliott thanked the landowners involved in the Rifle Creek Trail acquisitions for their generosity.

Meeting adjourned at 7:40 p.m.

Lisa K. Hamilton
City Clerk

Randy Winkler
Mayor

Michael J. Sawyer
mjs@mountainlawfirm.com

Sander N. Karp*
James S. Neu
Karl J. Hanlon
Michael J. Sawyer
James F. Fosnaught
Jeffrey J. Conklin

Matthew L. Trinidad
Patrick L. Barker

Of Counsel
Richard I. Zuber**
Anna S. Itenberg
Greg S. Russi
Hollie L. Wieland

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Glenwood Springs, CO 81602
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* *Fellow of the College of Labor and
Employment Lawyers*
** *Fellow of the American Academy of
Matrimonial Lawyers*

December 10, 2014

Mayor Randy Winkler
Rifle City Council
P. O. Box 1908
Rifle, Colorado 81650

Re: Stipulation Between the City of Rifle and Colorado Division of Parks and Wildlife –
Water Court Case No. 14CW3014

Dear Mayor Winkler and Members of the Rifle City Council:

The City of Rifle (the “City”) filed a statement of opposition to a Water Court application filed by the Colorado Division of Parks and Wildlife (“CPW”) in Case No. 14CW3014. CPW’s Water Court application seeks a finding of diligence in its development of conditional water rights awarded for five springs (the Narrows Springs Nos. 1 through 5) located within Rifle Mountain Park and tributary to East Rifle Creek. CPW proposes to collect and pipe the spring water from Rifle Mountain Park to the Rifle Falls Fish Hatchery due to the water being Whirling Disease negative. The purpose of this letter is to provide Council with tentative terms and conditions favorable to the City’s position which I have reached with CPW with the assistance of Tom Whitmore, and to obtain Council’s approval of the terms and conditions. Approval by Council of the terms and conditions would permit the City to end its opposition in the case and allow entry by the Water Court of a decree keeping the water rights in full force and effect for another six years.

The City filed its statement of opposition in the case due to concern about the impacts that development of the water rights as proposed by CPW could have on Rifle Mountain Park (i.e. damage to property, drying up water features). As such, reaching an agreement with CPW regarding mitigation of anticipated impacts was the primary goal in opposing the application. In addition, I had considered pursuing an agreement with CPW that would require CPW to curtail its use of the spring water at some threshold minimum flow in East Rifle Creek and work with the City on placement of water delivery pipelines. After review of the case in which the water rights were originally awarded by the Water Court (Case No. 96CW354), I determined that an agreement regarding minimum flow and infrastructure placement cooperation was not needed at this time because such an agreement was previously reached in that case.

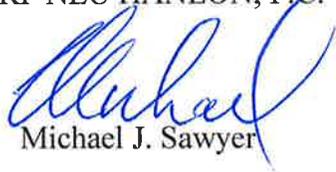
The terms and conditions tentatively agreed with CPW are embodied in the draft Stipulation attached hereto. As you will see, the terms and conditions concern rehabilitation of surface disturbances resulting from pipeline placement. Town staff and I believe the proposed language is satisfactory in light of the reasons for which the City entered the case in opposition. I look forward

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to receiving the City's approval of the terms and conditions, or approval with amendments, and ending the City's opposition to the relief requested by CPW based on the same.

Very truly yours,

KARP NEU HANLON, P.C.



Michael J. Sawyer

MJS:plb
Enclosure (1)

<p>District Court, Water Division 5 Garfield County, Colorado Court Address: 109 Eighth Street, Suite 104 Glenwood Springs, CO 81601 (970) 945-5075</p> <hr/> <p>CONCERNING THE APPLICATION FOR WATER RIGHTS OF:</p> <p>COLORADO DIVISION OF PARKS AND WILDLIFE AND THE PARKS AND WILDLIFE COMMISSION,</p> <p>IN GARFIELD COUNTY, COLORADO</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p><i>Attorney for Applicant Colorado Division of Parks and Wildlife and the Parks and Wildlife Commission:</i> JOHN W. SUTHERS, Attorney General ERIN B. AGEE, #45339 Assistant Attorney General 1300 Broadway, 7th Floor Denver, CO 80203 Phone #: (720) 508-6293 E-mail: erin.agee@state.co.us</p> <p><i>Attorney for Opposer City of Rifle:</i> MICHAEL J. SAWYER, #32313 Karp Neu Hanlon, P.C. 201 14th Street, Suite 200 P. O. Drawer 2030 Glenwood Springs, CO 81602 Phone #: (970) 945-2261 E-mail: mjs@mountainlawfirm.com</p>	<p>Case Number: 14CW3014</p> <p>Division: Courtroom:</p>
<p style="text-align: center;">STIPULATION AND AGREEMENT BETWEEN COLORADO DIVISION OF PARKS AND WILDLIFE AND THE PARKS AND WILDLIFE COMMISSION AND CITY OF RIFLE</p>	

Applicant, Colorado Division of Parks and Wildlife and the Parks and Wildlife Commission (“CPW”) and Opposer, City of Rifle (“Rifle”), by and through their undersigned attorneys, hereby stipulate and agree as follows:

1. CPW and Rifle desire to enter into this Stipulation and Agreement (“Stipulation”) for the purpose of resolving the opposition of Rifle in this case.

District Court, Water Division No. 5
Concerning the Application of Colorado Division of Parks
and Wildlife and the Parks and Wildlife Commission
Case No. 14CW3014
Stipulation and Agreement

2. Rifle will not oppose entry of a decree in the above-captioned matter upon terms and conditions at least as restrictive on CPW as those contained in the attached proposed Findings of Fact, Conclusions of Law, Ruling of the Referee, and Judgment and Decree of the Water Court, dated November 11, 2014 attached hereto as **Exhibit A** (“Proposed Decree”).

3. This Stipulation is entered into by way of compromise and settlement of this litigation. Nothing contained in the Proposed Decree shall be binding upon either party in any proceeding other than the current proceeding.

4. Rifle shall continue to receive copies of all pleadings filed in this matter. However, Rifle’s participation in this matter shall be limited to ensuring that any Ruling of the Referee granted herein is consistent with the terms of this Stipulation.

5. CPW agrees that, in addition to the terms and conditions agreed between its predecessor in interest in Case No. 96CW354¹ regarding Rifle’s approval of the design and location of water collection facilities and pipelines that will deliver the Narrows Springs water to the Rifle Falls Hatchery, it will propose locations for collection facilities and infrastructure on Rifle’s property which have the first priority of limiting visual impacts to such property and the second priority of limiting surface disturbances. To that end, CPW agrees to bury all facilities and infrastructure to a depth of not less than 36 inches, to the extent compatible with placing the Narrows Springs water right to beneficial use at the Rifle Falls Hatchery and the soil and topographical conditions of the final agreed locations, and to adhere to recognized best management practices for trenching and burial of pipelines, water runoff and erosion control. So long as CPW agrees to comply with these provisions and those provisions below addressing post-construction and rehabilitation requirements, Rifle’s grant of any easement, right of way or permits necessary for development of the water right(s) described in the Proposed Decree will not be unreasonably withheld.

6. CPW further agrees that, after construction of the water collection facilities and pipelines, CPW shall begin to rehabilitate within one month after completion of work the surface areas located on Rifle’s property which are disturbed for placement of such facilities and pipelines, including repair of the site access roadway as necessary, to Rifle’s satisfaction, such satisfaction not to be unreasonably withheld. Such rehabilitation shall require replacement and contouring of topsoil, revegetation, removal of foreign substances and unnecessary equipment, use of adequate erosion control measures, and control of weeds compliant with the following terms and conditions:

¹ Among other things, “...prior to the construction of any collection facilities, DOW agrees that Rifle shall first approve in writing, the design of the collection facilities and the pipeline that will deliver the spring water to the hatchery, including the location and route of the pipeline and the traffic control/road closure plan. DOW agrees that it will also obtain from Rifle, and Rifle will grant to DOW, any easement, right of way or permits required by law prior to constructing the collection facilities or pipeline.”

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Concerning the Application of Colorado Division of Parks
and Wildlife and the Parks and Wildlife Commission
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Stipulation and Agreement

- a. Replacement and Contouring of Topsoil: Topsoil shall be replaced on the disturbed areas to a quality and depth which meets or exceeds the original condition of the disturbed areas. Such replaced topsoil shall be contoured to conform with the existing grade of the land contiguous with the disturbed areas.
 - b. Revegetation of Disturbed Areas: Disturbed areas shall be revegetated utilizing a reasonably available seed mixture, application rate, timing and reseeding method approved by Rifle. If vegetation comparable to the original condition of a disturbed area is not established, CPW shall continue reseeding until such vegetation is established.
 - c. Removal of Foreign Substances and Unnecessary Equipment: All foreign substances and equipment placed on Rifle's property by CPW and not integral to placing the Narrows Springs water right to beneficial use shall be removed from each disturbed area.
 - d. Erosion Control: Soil erosion in and around disturbed areas shall be adequately controlled with recognized best management techniques. If, within a period of three years following completion of the construction, erosion occurs which is the result of CPW's construction activities, such erosion shall be halted and fully remediated as soon as practicable.
 - e. Weed Control: For a period of three years following completion of construction, noxious weeds shall be adequately controlled, and if such weeds appear on any disturbed area CPW shall promptly remove such noxious weeds, together with any such weeds which have spread onto other areas of Rifle's property.
7. CPW agrees to notify Rifle when rehabilitation is complete, and when the disturbed areas have been fully rehabilitated, for approval of the same by Rifle.
 8. This Stipulation and any final decree entered in this case are binding on the parties' successors and assigns.
 9. This Stipulation shall be enforceable by the parties either as an agreement, or as an order of the Court.
 10. The parties hereto shall bear their own costs and attorneys' fees.
 11. The parties jointly request the Water Court to enter an Order approving this Stipulation. To that end, CPW consents to a motion by Rifle requesting that the Court enter an order approving this Stipulation.

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and Wildlife and the Parks and Wildlife Commission
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Stipulation and Agreement

12. The parties hereto represent and affirm that the signatories to this Stipulation are legally authorized to bind the parties in this matter.

Dated this _____ day of December, 2014.

JOHN W. SUTHERS,
Attorney General

By: _____
Erin B. Agee, #45339
Assistant Attorney General
*Counsel for Colorado Division of
Parks and Wildlife and the Parks and Wildlife Commission*

KARP NEU HANLON, P.C.

By: _____
Michael J. Sawyer, #32313
Counsel for City of Rifle

DISTRICT COURT, WATER DIVISION 5, COLORADO 109 8 th Street, #104 Glenwood Springs, CO 81601	▲ COURT USE ONLY ▲
<hr/> CONCERNING THE APPLICATION FOR WATER RIGHTS OF: COLORADO DIVISION OF PARKS AND WILDLIFE AND THE PARKS AND WILDLIFE COMMISSION IN GARFIELD COUNTY, COLORADO.	Case No. 14CW3014 Div.: 5
FINDINGS OF FACT, CONCLUSIONS OF LAW, RULING OF THE REFEREE, AND JUDGMENT AND DECREE OF THE WATER COURT	

This matter comes before the Court on the Application for Sexennial Finding of Reasonable Diligence and to Maintain Conditional Water Right filed by the Colorado Division of Parks and Wildlife and the Parks and Wildlife Commission (“CPW”) on January 30, 2014.

The Water Judge of this Court has referred the matter to the undersigned as Water Referee for Water Division No. 5 in accordance with the Water Right Determination and Administration Act of 1969, C.R.S. § 37-92-101, *et seq.*

The Referee has reviewed all pleadings, considered the Division Engineer’s Summary of Consultation Report dated April 18, 2014, and made such investigations as are necessary to determine whether the statements in the Application are true, and being fully advised in the premises, hereby finds as follows:

FINDINGS OF FACT

1. Applicant:

Colorado Division of Parks and Wildlife and the
Parks and Wildlife Commission (“CPW”)
c/o Water Unit
6060 Broadway
Denver, CO 80216
303-297-1192

2. **Application:** Applicant filed a verified Application for Sexennial Finding of Reasonable Diligence and to Maintain Conditional Water Right (“Application”) on January 30, 2014. The Court finds the Application is complete and covers all matters required by law. The statements contained in the Application are true, except as may be otherwise stated herein. Applicants are entitled to the relief requested in the Application, subject to the terms and conditions described below.
3. **Notice and Jurisdiction:** Timely and adequate notice of the Application has been given in the manner required by law after publication in the resume and newspapers as directed by the clerk of the Water Court. Therefore, the Water Court has jurisdiction over the subject matter of this proceeding and over all who have standing to appear as parties, whether they have appeared or not.
4. **Statements of Opposition:** The City of Rifle filed a statement of opposition in this case. No other statements of opposition were filed and the time for filing statements of opposition has expired.
5. **Stipulations:** Applicant entered into a stipulation with the City of Rifle on _____, and through that stipulation the City of Rifle consented to entry of this Ruling and Decree. The Parties’ stipulation was approved by the Court as an order of the Court on _____.
6. **Consultation:** The Division Engineer’s Report (“Report”), pursuant to C.R.S. § 37-92-302(4) was filed on April 21, 2014. Applicant filed a Response to Summary of Consultation Report (“Response”) on May 23, 2014. The Referee has reviewed and given due consideration to the Report, as well as CPW’s Response, in entering this Ruling and Decree.
7. **Summary of Claims:** Applicant filed the Application to continue the conditional Narrows Springs Nos. 1 through 5 water right in full force and effect based on the reasonable diligence Applicant performed and set forth in Paragraph 4 of the Application. Applicant’s claims are more thoroughly described below:
 - a. **Name of structure:** The Narrows Springs Nos. 1 through 5.
 - b. **Date of original decree and all relevant subsequent decrees:**
 - i. **Date of original decree:**

District Court, Water Division No. 5 Case No. 1996CW354, June 12, 2001.

ii. Subsequent decree awarding finding of diligence:

A diligence decree was entered in the District Court, Water Division No. 5 in Case No. 2007CW116 on January 23, 2008.

c. Decreed Point of Diversion:

- i. Legal Description:** The springs are in a spring and seep area located in the N $\frac{1}{2}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 11, T4S, R92W, 6th P.M. in Garfield County (see depiction on **Exhibit A**). Spring water will be collected through perforated pipes. The points of diversion are located as follows:
- ii. Narrows Spring No. 1:** At a point South 89° 15' E. from the NW corner of Section 10, T4S, R92W, 6th P.M., a distance of 6630 feet. Narrows Spring No.1 is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11, T4S, R92W, 6th P.M. at a point 87' from the North section line and 1349' from the West section line of Section 11.
- iii. Narrows Spring No. 2:** At a point 86° 30' E. from the NW corner of Section 10, T4S, R92W, 6th P.M., a distance of 6670 feet. Narrows Spring No. 2 is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11, T4S, R92W, 6th P.M., a distance of 407' from the North section line and 1378' from the West section line of Section 11.
- iv. Narrows Spring No. 3:** At a point South 83° 30' E. from the NW corner of Section 10, T4S, R92W, 6th P.M., a distance of 6630 feet. Narrows Spring No. 3 is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11, T4S, R92W, 6th P.M., a distance of 751' from the North section line and 1307' from the West section line of Section 11.
- v. Narrows Spring No. 4:** At a point South 79° 45' E. from the NW corner of Section 10, T4S, R92W, 6th P.M., a distance of 6400 feet. Narrows Spring No. 4 is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11, T4S, R92W, 6th P.M., a distance of 1139' from the North section line and 1018' from the West section line of Section 11.
- vi. Narrows Spring No. 5:** At a point South 74° 20' E. from the NW corner of Section 10, T4S, R92W, 6th P.M., a distance of 6490 feet. Narrows Spring No. 5 is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11, T4S, R92W, 6th P.M., a distance of 1753' from the North section line and 969' from the West section line of Section 11.

- d. Decreed source of water:** All spring sources are tributary to East Rifle Creek tributary to Rifle Creek tributary to the Colorado River.
- e. Appropriation Date:** December 9, 1996.
- f. Amounts and Uses:** The Narrows Springs Nos. 1 through 5 will be used for piscatorial purposes to provide water for the rearing and distribution of fish in the operation of CPW's Rifle Falls Hatchery located in the S ½ SE ¼ of Section 15, the NE ½ of Section 22, and the NW ¼ NE ¼ of Section 27, all in Township 4 South, Range 92 West, 6th P.M. in Garfield County, Colorado. 9 cfs, CONDITIONAL is the total combined amount for all springs in the spring seep area.
- 8. Additional Remarks:** Paragraph 4. F of the Application sought a finding from the water court that the Rifle Falls Hatchery was an integrated system under C.R.S. § 37-92-301(4)(b), of which the Narrows Springs Nos. 1 through 5 water right was a part. The Division Engineer's Report dated April 18, 2014 requested additional information regarding this claim and after further review of the existing water rights at the Rifle Falls Hatchery, CPW withdrew its integrated system claim in its Response dated May 23, 2014. As stated in the Response, CPW reserves the right to seek a finding in future proceedings that the Rifle Falls Hatchery or any water rights associated with the Rifle Falls Hatchery, comprise an integrated system under C.R.S. § 37-92-301(4)(b).
- 9. Finding of Diligence:** Applicant has exercised reasonable diligence in the development of the 9 cfs of the Narrows Springs Nos. 1 through 5 water right and therefore the 9 cfs is continued in full force and effect. The Referee finds that the work and expenditures described in Paragraph 4 of the Application constitute reasonable diligence in the development of the conditional Narrows Springs Nos. 1 through 5 water right and that the Application should be granted. C.R.S. § 37-92-301(4).

CONCLUSIONS OF LAW

- 10. Incorporation of Findings of Fact:** The foregoing Findings of Fact are incorporated herein to the extent they constitute legal conclusions.
- 11. Notice and Jurisdiction:** Timely and adequate notice of the pendency of this proceeding was given in the manner required by law. C.R.S. § 37-92-302(3). The Water Court for Division No. 5 has exclusive jurisdiction over the subject matter of these proceedings and over all persons, owners of property, and water rights that may be affected hereby, whether or not they have chosen to appear. The Application and the related resume publication placed such persons on notice of

the relief requested by CPW and granted by this decree. C.R.S. §§ 37-92-203, 37-92-301, and 37-92-302.

- 12. Application is Complete:** The Application filed herein is complete, covering all applicable matters required under C.R.S. §§ 37-92-302 and 305.

RULING OF THE REFEREE

- 13.** The Findings of Fact and Conclusions of Law set forth above are incorporated into the terms of this Ruling and Decree as if the same were fully set forth herein.
- 14.** As provided in the decree for the subject water right in Case No. 1996CW354, the following terms and conditions continue to apply:
- a. The instream flow water rights decreed to the Colorado Water Conservation Board (“CWCB”) immediately below the diversion point of the Narrows Spring No. 5 will be continually measured and CPW will curtail or partially curtail its diversions from all Narrows Springs in order to maintain the instream flow at 6 cfs, even if the CWCB subsequently reduces the 6 cfs instream flow right.
 - b. CPW shall install and maintain, at its sole expense, a measuring device located at or near the points of diversion of the Narrows Springs. The measuring device shall be approved by the City of Rifle and the Division Engineer.
 - c. Diversions at the springs (for this case and any future appropriation at these points of diversion) will be limited to a maximum of 9 cfs.
- 15.** Applicant has met all required standards and burdens of proof necessary to adjudicate its claims for a finding of reasonable diligence and continuation of 9 cfs of the Narrows Springs Nos. 1 through 5 water right.
- 16.** If Applicant desires to maintain the conditional water right described herein, it shall file an application for a finding of reasonable diligence on or before the last day of _____ 2020, and thereafter as provided by law, until the right is made absolute by reason of completion of the appropriation or otherwise cancelled or disposed of.

It is accordingly **ORDERED** that the water clerk shall accept this Ruling of the Referee and Judgment and Decree for filing subject to judicial review.

It is further **ORDERED** that the water clerk shall file a copy of this Ruling of the Referee and Judgment and Decree with the Division Engineer for Water Division No. 5 and the State Engineer.

Dated this ____ day of _____, 2014.

BY THE REFEREE:

Holly K. Strablizky
Water Referee
Water Division No. 5

THE COURT FINDS THAT NO PROTEST WAS FILED IN THIS MATTER. THE FOREGOING RULING IS CONFIRMED AND APPROVED AND IS HEREBY MADE THE JUDGMENT AND DECREE OF THIS COURT.

Dated this ___ day of _____, 2014.

BY THE COURT

James B. Boyd
Water Judge
Water Division No. 5

From: [Nathan Lindquist](#)
To: ["TIM BARNETT"](#)
Cc: [Hannah Klausman](#); [Charlotte Squires](#); [Lisa Cain](#)
Subject: RE: Tim Barnett's P&Z Alternate - letter of application
Date: Thursday, December 04, 2014 10:21:46 AM

Thanks Tim! We will put this on the December 17th Council meeting for their consideration. If its approved your first PZ meeting would be Tuesday January 28th.

From: TIM BARNETT [mailto:timmy1919@hotmail.com]
Sent: Wednesday, December 03, 2014 8:21 PM
To: Nathan Lindquist
Subject: Tim Barnett's P&Z letter of application

Dear City of Rifle,

This letter is in application for the Alternate position on the Planning and Zoning Commission with the City of Rifle.

Having lived in the Rifle area for the past 20 years, I have seen many of the changes that this town has gone through. Being a land surveyor in this area for the last 12 years, I have had a hand in the design and construction phases of many of the development improvements that have taken place here. As a responsible citizen and parent I believe that I should help make the community I live in a better place.

I have always been interested in how development processes work. Serving on the Planning and Zoning Commission is an opportunity to put my background to work for Rifle, and for me to take an important role in shaping the future of Rifle. Thank you for your consideration

Sincerely,
Tim Barnett



MEMORANDUM

To: Matt Sturgeon, City Manager
 From: Charles Kelty, Finance Director
 Date: December 10, 2014
 Subject: October 2014 Sales, Use, and Lodging Tax Report

Cash received from Sales, Use, and Lodging Taxes for the ten-month period ending October 31, 2014, is \$7,162,480, a 4% increase from the previous year's \$6,876,417.

Cash received from Sales taxes are \$6,406,228 and 3% increase from the previous year's \$6,229,045. Cash received from Building and Motor Vehicle Use Taxes are \$645,304, and 18% increase from the previous year's \$547,170. Cash received from Lodging Taxes revenues are \$110,947 and 11% increase from the previous year's \$100,202.

**Sales Taxes
 Prior Year Comparison**

Business Category	For Sales in October			Year-to-Date		
	2013	2014	% Change	2013	2014	% Change
Bars and Restaurants	\$ 66,910	\$ 69,514	4%	\$ 643,024	\$ 653,542	2%
Car Parts and Sales	42,741	41,588	-3%	408,817	451,396	10%
Food	81,107	95,856	18%	850,333	931,854	10%
General Retail	249,434	274,925	10%	2,566,347	2,665,484	4%
Hardware	21,958	17,968	-18%	258,690	178,140	-31%
Liquor Stores	19,672	22,877	16%	188,839	194,746	3%
Motels	16,280	19,317	19%	187,302	188,768	1%
Oil & Gas	35,377	34,289	-3%	410,324	367,918	-10%
Leasing/Misc	16,295	16,850	3%	206,868	225,975	9%
Utilities	53,939	51,899	-4%	508,500	548,407	8%
Total	\$ 603,712	\$ 645,084	7%	\$ 6,229,045	\$ 6,406,228	3%
Allocation to Funds:						
General Fund	\$272,366	\$291,031	7%	\$2,810,252	\$2,890,189	3%
Street Improvement	71,025	75,892	7%	732,829	753,674	3%
Rifle Information Center	11,733	12,537	7%	121,063	124,507	3%
Parks & Recreation	142,050	151,784	7%	1,465,658	1,507,348	3%
Water Treatment Plant	106,537	113,838	7%	1,099,243	1,130,511	3%
Total Sales Tax	\$603,712	\$645,084	7%	\$6,229,045	\$6,406,228	3%





**Building and Motor Vehicle Use Taxes
Prior Year Comparison**

Business Category	For Sales in October			Year-to-Date		
	2013	2014	% Change	2013	2014	% Change
Building Use Taxes	\$11,388	\$6,768	-41%	\$100,356	\$141,456	41%
Motor Vehicle Use Taxes	44,718	77,334	73%	446,815	503,849	13%
Total Use Tax	\$ 56,106	\$ 84,102	50%	\$ 547,170	\$ 645,304	18%
Fund Allocation:						
General Fund	\$25,313	\$37,943	50%	\$246,857	\$291,131	18%
Street Improvement	6,601	9,894	50%	64,373	75,918	18%
Rifle Information Center	1,090	1,635	50%	10,634	12,542	18%
Parks & Recreation	13,202	19,789	50%	128,746	151,836	18%
Water Treatment Plant	9,901	14,842	50%	96,559	113,877	18%
Total USE Tax	\$56,106	\$84,102	50%	\$547,170	\$645,304	18%

**Lodging Taxes
Prior Year Comparison**

Business Category	For Sales in October			Year-to-Date		
	2013	2014	% Change	2013	2014	% Change
Lodging Taxes	\$9,197	\$11,333	23%	\$100,202	110,947	11%
Total Lodging Tax	\$ 9,197	\$ 11,333	23%	\$ 100,202	\$ 110,947	11%

Total Sales, Use, Lodging Taxes	\$ 669,015	\$ 740,519	11%	\$ 6,876,417	\$ 7,162,480	4%
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MEMORANDUM

To: Matt Sturgeon, City Manager
From: Charles Kelty, Finance Director
Date: December 11, 2014
Subject: October 2014 Financial Reports

Attached are the Financial Reports for the ten months ending October 31, 2014.

Page 1 **General Fund Revenues** – Total revenues are \$8,046,348, which compared to the prior year's \$6,729,887 is \$1,316,461 and 20% higher. The increase during 2014 is primarily due to the Severance Tax and Federal Mineral Lease revenues. The amount received in September 2014 was \$2,273,787 and a \$1,160,059 increase from September 2013.

General Fund Expenditures – Total expenditures are \$6,209,931, which compared to the prior year's \$6,504,117 is \$294,186 and 5% less.

Page 2 **Visitor Improvement Fund** – Total revenues are \$111,905, which compared to the prior year's \$108,508 is \$3,397 and 3% higher. Total expenditures are \$87,023, which compared to the prior year's \$89,613 is \$2,590 and 3% less.

Page 3 **Parks & Recreation Fund Revenues** – Total revenues are \$1,985,386, which compared to the prior year's \$2,663,168 is \$677,782 and 25% less.

Parks & Recreation Fund Expenditures – Expenditures are \$2,644,131, which compared to the prior year's \$2,002,241 is \$641,890 and 32% higher.

Page 4 **Water Fund Revenues** – Overall, revenues are 3,953,359, which compared to the prior year's \$3,823,782 is \$129,577 and 3% higher.

Water Fund Expenses – Overall, total expenses are \$4,474,506, which compared to the prior years \$2,677,241 is \$1,797,265 and 67% higher. The primary reason for the increase in costs is due to the Water Treatment Plant debt payments made during 2014.

Page 5 **Wastewater Fund Revenue** – Total revenues are \$2,160,355, which compared to the prior year's \$2,090,193 is \$70,162 and 3% higher.

Wastewater Expenses – Total expenses were \$2,256,012, which compared to the prior year's \$2,487,191 is \$231,179 and 9% lower.





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Sanitation Fund Revenues – Total revenues are \$424,128, which compared to the prior year's \$398,548 is \$25,580 and 6% higher.

Sanitation Fund Expenses – Total expenses are \$399,637, which compared to the prior year's \$402,079 is \$2,442 and 1% lower.



CITY OF RIFLE
 FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
 FOR THE 10 MONTHS ENDING OCTOBER 31, 2014

GENERAL FUND

	BUDGET	PERIOD ACTUAL	YTD ACTUAL	BUD REMAINING	PRIOR YTD ACT
<u>REVENUE</u>					
GENERAL REVENUES	6,702,819.00	340,400.26	8,046,347.97	(1,343,528.97)	6,729,887.04
	<u>6,702,819.00</u>	<u>340,400.26</u>	<u>8,046,347.97</u>	<u>(1,343,528.97)</u>	<u>6,729,887.04</u>
<u>EXPENDITURES</u>					
MAYOR/COUNCIL	64,977.00	5,560.41	52,834.09	12,142.91	56,405.19
CITY CLERK	166,646.00	11,915.05	127,368.84	39,277.16	139,839.49
MUNICIPAL COURT	178,536.00	10,811.31	130,702.75	47,833.25	139,397.60
CITY MANAGER	198,314.00	17,320.37	164,631.89	33,682.11	182,209.36
GOVERNMENT AFFAIRS	137,665.00	9,316.91	104,376.27	33,288.73	73,449.55
FINANCE	484,803.00	33,314.26	396,727.05	88,075.95	383,656.88
ATTORNEY	219,000.00	12,649.70	149,048.30	69,951.70	173,699.20
PLANNING/ZONNING	276,748.00	18,281.09	199,235.84	77,512.16	632,807.67
CITY HALL	173,137.00	12,332.14	142,612.68	30,524.32	158,452.05
GROUNDS AND FACILITY MAINT.	75,656.00	6,014.31	56,391.50	19,264.50	53,768.02
COMMUNITY ACCESS TV	146,324.00	10,435.84	175,562.85	(29,238.85)	117,221.79
POLICE	2,443,106.00	184,033.14	1,993,306.78	449,799.22	1,921,100.08
JUSTICE CENTER BLDG. OPERATION	95,600.00	8,339.15	76,258.12	19,341.88	72,888.40
BUILDING INSPECTIONS	151,321.00	5,989.19	69,811.21	81,509.79	115,799.31
STREETS	1,405,942.00	222,198.90	1,093,898.70	312,043.30	810,131.12
CONSTRUCTION CREW - INHOUSE	.00	.00	.00	.00	118,809.49
PW - ENGINEERING	284,721.00	18,588.88	213,423.19	71,297.81	212,534.59
ANIMAL SHELTER	81,536.00	19,884.00	79,536.00	2,000.00	83,723.00
CEMETERY O & H	67,005.00	4,312.91	51,540.32	15,464.68	50,165.16
SENIOR CENTER	467,195.00	30,528.18	428,004.68	39,190.32	420,144.90
UTE THEATRE OPERATIONS	124,766.00	12,523.76	87,058.71	37,707.29	.00
NON DEPARTMENTAL	557,312.00	(43,059.39)	417,601.07	139,710.93	427,913.87
OPERATING TRANSFERS OUT	255,000.00	.00	.00	255,000.00	160,000.00
	<u>8,055,310.00</u>	<u>611,290.11</u>	<u>6,209,930.84</u>	<u>1,845,379.16</u>	<u>6,504,116.72</u>
	<u>(1,352,491.00)</u>	<u>(270,889.85)</u>	<u>1,836,417.13</u>	<u>(3,188,908.13)</u>	<u>225,770.32</u>

CITY OF RIFLE
 FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
 FOR THE 10 MONTHS ENDING OCTOBER 31, 2014

VISITOR IMPROVEMENT FUND

	BUDGET	PERIOD ACTUAL	YTD ACTUAL	BUD REMAINING	PRIOR YTD ACT
<u>REVENUE</u>					
VISITOR IMPROVEMENT	118,300.00	11,398.45	111,904.50	6,395.50	108,508.49
	118,300.00	11,398.45	111,904.50	6,395.50	108,508.49
<u>EXPENDITURES</u>					
VISITOR IMPROVEMENT	118,300.00	162.00	87,023.23	31,276.77	89,612.66
	118,300.00	162.00	87,023.23	31,276.77	89,612.66
	.00	11,236.45	24,881.27	(24,881.27)	18,895.83

CITY OF RIFLE
 FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
 FOR THE 10 MONTHS ENDING OCTOBER 31, 2014

PARKS & RECREATION

	BUDGET	PERIOD ACTUAL	YTD ACTUAL	BUD REMAINING	PRIOR YTD ACT
<u>REVENUE</u>					
PARKS AND REC REVENUE	2,627,319.00	175,879.17	1,985,385.88	641,933.12	2,663,168.42
	<u>2,627,319.00</u>	<u>175,879.17</u>	<u>1,985,385.88</u>	<u>641,933.12</u>	<u>2,663,168.42</u>
<u>EXPENDITURES</u>					
RECREATION	413,594.00	27,753.59	305,806.94	107,787.06	369,391.80
POOL	190,905.00	982.76	178,795.64	12,109.36	189,271.88
RIFLE FITNESS CENTER	.00	.00	(62.09)	62.09	244,811.89
COMMUNITY EVENTS	42,025.00	257.62	16,424.97	25,600.03	71,425.36
PARK MAINTENANCE	1,074,152.00	78,160.68	847,860.90	226,291.10	806,932.46
PARKS CAPITAL	1,580,750.00	183,689.10	1,142,744.14	438,005.86	189,009.60
NON-DEPARTMENTAL	113,468.00	52,398.87	96,796.37	16,671.63	70,634.07
OPERATING TRANSFER OUT	99,417.00	5,576.42	55,764.20	43,652.80	60,764.20
	<u>3,514,311.00</u>	<u>348,819.04</u>	<u>2,644,131.07</u>	<u>870,179.93</u>	<u>2,002,241.26</u>
	<u>(886,992.00)</u>	<u>(172,939.87)</u>	<u>(658,745.19)</u>	<u>(228,246.81)</u>	<u>660,927.16</u>

CITY OF RIFLE
 FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
 FOR THE 10 MONTHS ENDING OCTOBER 31, 2014

WATER FUND

	BUDGET	PERIOD ACTUAL	YTD ACTUAL	BUD REMAINING	PRIOR YTD ACT
<u>REVENUE</u>					
WATER REVENUE	3,043,259.00	208,261.82	2,609,395.58	433,863.42	2,543,401.27
WATER RIGHTS REVENUE	17,250.00	1,747.81	13,238.71	4,011.29	7,888.14
CAPITAL REVENUE	1,378,500.00	23,179.49	45,800.34	1,332,699.66	58,012.59
WTP SALES & USE TAX REVENUES	1,404,596.00	125,637.94	1,284,924.58	119,671.42	1,214,479.61
	<u>5,843,605.00</u>	<u>358,827.06</u>	<u>3,953,359.21</u>	<u>1,890,245.79</u>	<u>3,823,781.61</u>
<u>EXPENDITURES</u>					
WATER O&H	2,134,324.00	182,865.97	1,752,273.70	382,050.30	1,967,732.72
WATER RIGHTS	122,000.00	3,978.50	110,088.61	11,911.39	81,701.70
WATER SYSTEM IMPROVEMENTS	17,812,755.00	197,441.98	1,397,959.35	16,414,795.65	627,806.23
WATER TREATMENT PLANT DEBT	1,411,842.00	.00	1,214,184.39	197,657.61	.00
	<u>21,480,921.00</u>	<u>384,286.45</u>	<u>4,474,506.05</u>	<u>17,006,414.95</u>	<u>2,677,240.65</u>
	<u>(15,637,316.00)</u>	<u>(25,459.39)</u>	<u>(521,146.84)</u>	<u>(15,116,169.16)</u>	<u>1,146,540.96</u>

CITY OF RIFLE
 FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
 FOR THE 10 MONTHS ENDING OCTOBER 31, 2014

WASTEWATER FUND

	BUDGET	PERIOD ACTUAL	YTD ACTUAL	BUD REMAINING	PRIOR YTD ACT
<u>REVENUE</u>					
WASTE WATER REVENUE	2,613,699.00	210,250.90	2,134,184.93	479,514.07	2,048,504.99
WASTE WATER REVENUE	20,000.00	14,391.36	26,170.21	(6,170.21)	41,687.52
	<u>2,633,699.00</u>	<u>224,642.26</u>	<u>2,160,355.14</u>	<u>473,343.86</u>	<u>2,090,192.51</u>
<u>EXPENDITURES</u>					
SEWER O&H	2,889,586.00	84,024.63	2,241,620.03	647,965.97	2,385,528.26
SEWER SYSTEM IMPROVEMENTS	130,000.00	11,802.06	14,392.27	115,607.73	101,663.10
	<u>3,019,586.00</u>	<u>95,826.69</u>	<u>2,256,012.30</u>	<u>763,573.70</u>	<u>2,487,191.36</u>
	<u>(385,887.00)</u>	<u>128,815.57</u>	<u>(95,657.16)</u>	<u>(290,229.84)</u>	<u>(396,998.85)</u>

CITY OF RIFLE
 FUND SUMMARY WITH COMPARISON TO PRIOR YEAR
 FOR THE 10 MONTHS ENDING OCTOBER 31, 2014

SANITATION FUND

	BUDGET	PERIOD ACTUAL	YTD ACTUAL	BUD REMAINING	PRIOR YTD ACT
<u>REVENUE</u>					
SANITATION FUND	503,850.00	42,939.02	424,127.90	79,722.10	398,548.24
	503,850.00	42,939.02	424,127.90	79,722.10	398,548.24
<u>EXPENDITURES</u>					
SANITATION	480,127.00	39,061.12	399,636.54	80,490.46	402,078.77
	480,127.00	39,061.12	399,636.54	80,490.46	402,078.77
	23,723.00	3,877.90	24,491.36	(768.36)	(3,530.53)

Report Criteria:

Summary report.
Invoices with totals above \$0 included.
Paid and unpaid invoices included.

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
1003						
Action Shop Services, Inc						
	RI41862	TRASH PUMP	11/19/2014	135.00	.00	
	SI82434	AIR FILTER	11/18/2014	27.00	.00	
Total 1003:				162.00	.00	
1004						
Verizon Wireless						
	111814	CELL PHONES-CITY EMPLOYE	11/18/2014	8,242.03	8,242.03	12/05/2014
Total 1004:				8,242.03	8,242.03	
1009						
B & B Plumbing, Inc						
	43283	REPLACED PUMP	11/21/2014	650.95	.00	
Total 1009:				650.95	.00	
1018						
Valley Lumber						
	1976	SUPPLIES	11/14/2014	21.96	.00	
	2064	SUPPLIES	11/17/2014	51.75	.00	
	2149	SUPPLIES	11/19/2014	3.49	.00	
	2189	SUPPLIES	11/20/2014	15.57	.00	
	2311	SUPPLIES	11/24/2014	21.51	.00	
	2370	SUPPLIES	11/25/2014	102.59	.00	
	2400	SUPPLIES	11/26/2014	11.96	.00	
	2403	SUPPLIES	11/26/2014	32.99	.00	
	2405	SUPPLIES	11/26/2014	25.95	.00	
	2461	SUPPLIES	11/29/2014	9.98	.00	
	2493	SUPPLIES	12/01/2014	75.90	.00	
	2495	SUPPLIES	12/01/2014	73.97	.00	
	2588	SUPPLIES	12/03/2014	47.36	.00	
	2618	SUPPLIES	12/04/2014	.77	.00	
	2663	SUPPLIES	12/05/2014	15.99	.00	
	2784	SUPPLIES	12/09/2014	23.18	.00	
Total 1018:				534.92	.00	
1022						
Central Distributing Co						
	106849	SUPPLIES	10/31/2014	33.05	33.05	12/04/2014
	109175	SUPPLES	11/19/2014	82.73	.00	
	110000	SUPPLIES	11/26/2014	200.46	.00	
	110001	SUPPLIES	11/26/2014	433.85	.00	
	110598	SUPPLES	12/03/2014	260.81	.00	
	110604	SUPPLES	12/03/2014	213.53	.00	
Total 1022:				1,224.43	33.05	
1023						

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Chelewski Pipe & Supply						
	143419	PIPE & FITTINGS	11/03/2014	35.05	.00	
	143444	PIPE & FITTINGS	11/07/2014	108.77	.00	
	143447	PIPE & FITTINGS	11/07/2014	86.63	.00	
	143451	PIPE & FITTINGS	11/10/2014	112.21	.00	
	143457	PIPE & FITTINGS	11/11/2014	38.24	.00	
Total 1023:				380.90	.00	
1055						
Columbine Ford, Inc						
	6016285/1	REPAIR	11/21/2014	1,498.86	.00	
Total 1055:				1,498.86	.00	
1059						
Consolidated Electrical Distr						
	120514	SUPPLIES	12/05/2014	80.87	80.87	12/05/2014
	4983-559688	BASE 2700K	11/12/2014	253.02	.00	
Total 1059:				333.89	80.87	
1062						
Dana Kepner Company						
	6168763-00	TOUCHCOUPLER	11/19/2014	954.72	954.72	12/04/2014
Total 1062:				954.72	954.72	
1065						
Dodson Engineered Products Inc						
	185214	MANHOLE GRATE ONLY	11/24/2014	110.00	.00	
Total 1065:				110.00	.00	
1076						
Garfield County Treasurer						
	2014-0000047	Landfill	11/30/2014	42.68	.00	
Total 1076:				42.68	.00	
1087						
Grainger						
	9594102296	CPVC BALL VALVE	11/13/2014	254.76	254.76	12/04/2014
Total 1087:				254.76	254.76	
1094						
Hy-way Feed & Ranch Supply						
	584240	STRAW	11/10/2014	42.00	.00	
Total 1094:				42.00	.00	
1100						
Karp, Neu, Hanlon P.c.						
	113014	GENERAL PLANNING	11/30/2014	2,572.50	.00	
	19990	GENERAL NON PLANNING	11/30/2014	6,646.85	.00	
	19991	WATER RIGHTS	11/30/2014	2,423.50	.00	
	19993	UNITED	11/30/2014	473.00	.00	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
	19994	ANTERO/URSA RESOURCES	11/30/2014	1,212.50	.00	
	19995	GENERAL LEGAL	11/30/2014	255.50	.00	
Total 1100:				13,583.85	.00	
1105						
Meadow Gold Dairies						
	50220587	DAIRY PRODUCTS/SENIOR CT	11/13/2014	120.60	.00	
	50220588	DAIRY PRODUCTS/SENIOR CT	11/13/2014	28.00	.00	
	50220667	DAIRY PRODUCTS/SENIOR CT	11/20/2014	152.00	.00	
	50220706	DAIRY PRODUCTS/SENIOR CT	11/24/2014	17.04	.00	
	50220744	DAIRY PRODUCTS/SENIOR CT	11/26/2014	104.01	.00	
	50220827	DAIRY PRODUCTS/SENIOR CT	12/04/2014	48.60	.00	
	50220843	DAIRY PRODUCTS/SENIOR CT	12/05/2014	47.51	.00	
Total 1105:				517.76	.00	
1110						
Napa Auto Parts						
	360531	SPARK PLUG	11/18/2014	4.29	.00	
	361241	CHAIN LINK ROLLER	11/23/2014	39.44	.00	
	361247	CHAIN LINK ROLLER	11/23/2014	23.98	.00	
	361465	WRENCH	11/25/2014	69.97	.00	
	361478	HD ALUM CLNR BRITNR	11/25/2014	29.69	.00	
	361539	SAND BAG	11/25/2014	29.70	.00	
	361609	CHAIN LINK ROLLER	11/25/2014	23.98	.00	
	361722	ALL CLIM	11/26/2014	92.16	.00	
	362149	WRENCH	12/01/2014	51.47	.00	
	362461	STRAP	12/03/2014	21.10	.00	
	362556	OZMAP-PROCYL	12/04/2014	8.99	.00	
Total 1110:				346.81	.00	
1118						
Parts House						
	5613-34109	SET SCREW	11/13/2014	3.99	.00	
	5613-34391	COUPLER BODY	12/04/2014	6.79	.00	
Total 1118:				10.78	.00	
1120						
Xcel Energy Inc						
	435172556	1221 E CENTENNIAL	11/20/2014	12.46	12.46	11/26/2014
	436039556	300 E 30TH	11/21/2014	453.86	453.86	12/05/2014
	43684756	250 E 16TH ST	11/25/2014	46.64	46.64	12/05/2014
	46370776	2515 CENTENNIAL PKWY UNIT	11/25/2014	3,890.72	3,890.72	12/05/2014
Total 1120:				4,403.68	4,403.68	
1126						
Rifle City Of						
	1453101 11011	50 UTE AVE	11/01/2014	232.06	232.06	11/26/2014
	2003101 11011	201 E 18TH ST	11/01/2014	136.51	136.51	11/26/2014
	2004101 11011	612 RAILROAD AVE	11/01/2014	39.06	39.06	11/26/2014
	2005101 11011	1612 RAILROAD AVE	11/01/2014	182.67	182.67	11/26/2014
	2006101 11011	101 S EAST AVE	11/01/2014	121.80	121.80	11/26/2014
	2007101 11011	301 E 30TH ST	11/01/2014	76.20	76.20	11/26/2014
	2017102 11011	1718 RAILROAD AVE	11/01/2014	2.12	2.12	11/26/2014

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
	2033001 11011	750 UTE AVE	11/01/2014	65.91	65.91	11/26/2014
	2211101 11011	1201 RAILROAD AVE	11/01/2014	96.60	96.60	11/26/2014
	2214101 11011	1500 DOGWOOD DR	11/01/2014	924.67	924.67	11/26/2014
	2215101 11011	225 EAST AVE	11/01/2014	39.06	39.06	11/26/2014
	2325101 11011	1500 DOGWOOD DR	11/01/2014	28.56	28.56	11/26/2014
	265104 110114	638 PARK AVE	11/01/2014	79.06	79.06	11/26/2014
	3079101 11011	595 W 24TH ST	11/01/2014	31.92	31.92	11/26/2014
	3221101 11011	000 BROWNING DR	11/01/2014	25.20	25.20	11/26/2014
	3351101 11011	1221 E CENTENNIAL PKWY	11/01/2014	28.56	28.56	11/26/2014
	3636101 11011	250 E 16TH ST	11/01/2014	12.60	12.60	11/26/2014
	3641101 11011	360 S 7TH ST B	11/01/2014	101.64	101.64	11/26/2014
	3673101 11011	3100 DOKES LN	11/01/2014	79.77	79.77	11/26/2014
	3677101 11011	2515 CENTENNIAL PKWY	11/01/2014	591.63	591.63	11/26/2014
	3679101 11011	300 W 5TH ST	11/01/2014	615.72	615.72	11/26/2014
	3706101 11011	2515 CENTENNIAL PKWY	11/01/2014	25.20	25.20	11/26/2014
	3707101 11011	2515 CENTENNIAL PKWY	11/01/2014	54.60	54.60	11/26/2014
	779102 110114	132 E 4TH ST	11/01/2014	65.91	65.91	11/26/2014
	823101 110114	202 RAILROAD AVE	11/01/2014	85.31	85.31	11/26/2014
	873106 110114	236 W 4TH ST	11/01/2014	81.46	81.46	11/26/2014
Total 1126:				3,823.80	3,823.80	
1132						
Rifle Lock & Safe						
	33426	REKEY PADLOCK	11/18/2014	92.50	.00	
	33449	DUPLICATE KEYS	12/05/2014	10.50	.00	
Total 1132:				103.00	.00	
1181						
Garfield Steel & Machine, Inc						
	00091446	REBUILD PLOW BLADES	11/25/2014	175.48	.00	
Total 1181:				175.48	.00	
1188						
Jean's Printing						
	143171	printing	11/04/2014	180.87	.00	
	143359	printing	11/21/2014	108.30	.00	
Total 1188:				289.17	.00	
1191						
Lewan & Associates, Inc						
	603843	B&W METER	11/20/2014	542.06	.00	
	609945	B&W METER	12/01/2014	1.23	.00	
Total 1191:				543.29	.00	
1256						
Resource Engineering, Inc						
	14450	341-10.15 URSA RESOURCES	11/30/2014	1,011.74	.00	
	14451	341-13.5 ANNUAL STATE WATE	11/30/2014	377.50	.00	
Total 1256:				1,389.24	.00	
1258						

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Hach Company						
	2109342	SOLITAX SENSOR	11/24/2014	1,933.00-	.00	
	2109560	SOLITAX SENSOR	12/04/2014	2,715.23-	.00	
	9121413	REAGENT SET CHLORINE	11/17/2014	192.94	192.94	12/04/2014
	9131249	BNCH SVC	11/24/2014	2,715.23	.00	
	9143056	SOLITAX SENSOR	12/04/2014	1,933.00	.00	
Total 1258:				192.94	192.94	
1300						
Kois Brothers Equip Co						
	102266	AQUAPHALT	12/02/2014	99.99	.00	
Total 1300:				99.99	.00	
1339						
Grand Junction Pipe & Supply						
	3217621	METER ANGLE STOP	10/31/2014	59.56	.00	
	3217622	CURB BOX LID SOLID	10/31/2014	188.78	.00	
	3217623	METER STOP	10/31/2014	89.81	.00	
	3217627	METER RESETTER	10/31/2014	251.61	.00	
	3220516	BRUTEGUARD ENCLOSURE	11/12/2014	613.76	.00	
	3220720	VALVE BOX EXT JUMBO	11/12/2014	30.50	.00	
	3222402	RISER RING	11/21/2014	606.00	.00	
	3222403	CURB BOX LESS ROD	11/21/2014	297.91	.00	
Total 1339:				2,137.93	.00	
1358						
Timber Line Electric & Control						
	17972	TANK TRANSMITTERS	11/12/2014	1,895.00	1,895.00	12/04/2014
Total 1358:				1,895.00	1,895.00	
1365						
Rifle High School						
	120214	VALLEY THUNDER SUMMER C	12/02/2014	1,010.00	1,010.00	12/05/2014
Total 1365:				1,010.00	1,010.00	
1407						
Usa Blue Book						
	507120	CALCIUM THIOSULFATE	11/24/2014	437.33	.00	
Total 1407:				437.33	.00	
1563						
Quill Corporation						
	7984875	SUPPLIES	11/18/2014	32.87	.00	
	8114507	SUPPLIES	11/21/2014	15.60	.00	
Total 1563:				48.47	.00	
1653						
Millers Dry Goods						
	108102	QUICK DUCK JACKET	11/05/2014	137.90	137.90	12/05/2014
	120214	Rifle STIMULUS PLAN	12/02/2014	210.00	210.00	12/05/2014

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total 1653:				347.90	347.90	
1750						
Commonwealth Title Company						
	120514	FILE NO:14100551-1 ANTIC	12/05/2014	209,842.33	209,842.33	12/05/2014
Total 1750:				209,842.33	209,842.33	
1830						
Grand Valley Foods						
	133008	FOOD PRODUCT/SR CENTER	11/14/2014	214.70	.00	
	133061	FOOD PRODUCT/SR CENTER	11/21/2014	307.49	.00	
	133171	FOOD PRODUCT/SR CENTER	12/05/2014	755.56	.00	
Total 1830:				1,277.75	.00	
1990						
Bookcliff Survey Services, Inc						
	10003	CDOT DEVOLUTION	12/02/2014	1,955.00	.00	
Total 1990:				1,955.00	.00	
2054						
Sirchie Finger Print Lab., Inc						
	0186610-IN	PRINTOVER TABS/	11/17/2014	57.10	.00	
Total 2054:				57.10	.00	
2122						
Utility Notification Center Co						
	21411645	RTL TRANSMISSIONS	11/30/2014	96.39	.00	
Total 2122:				96.39	.00	
2139						
CDW Government, Inc						
	QT-03189	VIEWSONIC	11/14/2014	1,869.09	.00	
	QT-11483	VIEWSONIC	11/14/2014	2,334.71	.00	
	QV76394	WYSE P45	11/19/2014	850.28	.00	
	QV80698	WYSE P25	11/19/2014	2,397.29	.00	
Total 2139:				7,451.37	.00	
2181						
Nalco Chemical Company						
	61924513	POLYMERS, COAGULANTS and	12/01/2014	2,212.77	.00	
Total 2181:				2,212.77	.00	
2208						
Amerigas						
	3034824897	PROPANE	11/22/2014	178.83	.00	
	3034888735	PROPANE	11/25/2014	1,016.47	.00	
Total 2208:				1,195.30	.00	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
2235						
Acme Alarm Company Inc						
	652MON	1ST QTR MONITORING 2015	12/01/2014	90.00	.00	
	678MON	1ST QTR MONITORING 2015	12/01/2014	180.00	.00	
	802MON	1ST QTR MONITORING 2015	12/01/2014	180.00	.00	
	805MON	1ST QTR MONITORING 2015	12/01/2014	105.00	.00	
	806MON	1ST QTR MONITORING 2015	12/01/2014	90.00	.00	
Total 2235:				645.00	.00	
2469						
Pinnacol Assurance						
	17302460	CLAIM 3767709	10/06/2014	500.00	500.00	11/26/2014
Total 2469:				500.00	500.00	
2540						
Walker Electric						
	5295	2-A WG GFI	11/20/2014	86.65	.00	
	5301	CHECK BANNER OUTLET	11/24/2014	65.00	.00	
Total 2540:				151.65	.00	
2573						
Mountain West Office Products						
	0517379-001	SUPPLES	12/09/2014	121.90	.00	
	0570464-001	SUPPLES	11/13/2014	54.99	.00	
	0571088-001	SUPPLES	12/03/2014	59.99	.00	
	0571088-002	FOLDER	12/05/2014	35.99	.00	
	0571088-003	SUPPLES	12/08/2014	15.75	.00	
	0571089-001	SUPPLES	12/03/2014	8.49	.00	
	0571089-002	TONER	12/04/2014	119.99	.00	
	0571089-003	SUPPLES	12/08/2014	4.45	.00	
Total 2573:				421.55	.00	
2916						
Transact Technologies, Inc.						
	1222572	CASE 24 ROLLS	11/26/2014	48.51	.00	
Total 2916:				48.51	.00	
2960						
Walmart Community						
	001688	FOOD SUPPLIES	12/01/2014	88.26	88.26	12/05/2014
	002440 120214	supplies	12/02/2014	24.94	24.94	12/05/2014
	002819 120214	supplies	12/02/2014	14.88	14.88	12/05/2014
	005805	BLDG EQUIPMENT	11/05/2014	138.96	138.96	11/26/2014
	011231	supplies	11/11/2014	34.92	34.92	11/26/2014
	019275	supplies	11/19/2014	53.82	53.82	12/05/2014
	022860	supplies	10/22/2014	10.79	10.79	11/26/2014
	024308	FOOD SUPPLIES	11/24/2014	200.36	200.36	12/05/2014
	027362	MINOR EQUIPMENT	10/27/2014	125.13	125.13	11/26/2014
	028099	supplies	11/28/2014	26.91	26.91	12/05/2014
	028844	BATTERIES	10/28/2014	59.04	59.04	11/26/2014
	029442	PARADE-HALLOWEEN CANDY	10/29/2014	295.10	295.10	11/26/2014
	030146	GIRLS YOUTH BASKETBALL	10/30/2014	40.84	40.84	11/26/2014

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total 2960:				1,113.95	1,113.95	
3015						
Kroger/King Sooper Cust Charge						
	068449	P2 MEETING	11/25/2014	113.59	113.59	12/05/2014
	075050	FOOD SUPPLIES	12/02/2014	134.27	134.27	12/05/2014
	084356	FOOD SUPPLIES	11/18/2014	252.86	252.86	12/05/2014
	111014	SUPPLIES	11/10/2014	43.72	43.72	11/26/2014
	116600	MARIE'S RETIREMENT DINNER	12/02/2014	39.91	39.91	12/05/2014
	180126	CAB MEETING	11/04/2014	73.18	73.18	11/26/2014
Total 3015:				657.53	657.53	
3083						
ALSCO						
	1547726	SUPPLIES	11/11/2014	61.55	.00	
	1550553	SUPPLIES	11/18/2014	61.26	.00	
	1553351	SHIRTS	11/25/2014	28.61	.00	
	1553352	SUPPLIES	11/25/2014	44.49	.00	
	1556377	SUPPLIES	12/02/2014	28.61	.00	
	1556378	SUPPLIES	12/02/2014	65.89	.00	
Total 3083:				290.41	.00	
3156						
Superwash Of Rifle						
	2052 120114	CAR WASH	12/01/2014	38.91	.00	
	2052 120114-	CAR WASH	12/01/2014	18.94	.00	
Total 3156:				57.85	.00	
3389						
Sandy's Office Supply Inc						
	109432	SUPPLIES	11/20/2014	120.04	.00	
Total 3389:				120.04	.00	
3571						
Garfield County Emergency Comm						
	378	XTS2500 RADIO CASE	12/02/2014	440.00	440.00	12/05/2014
Total 3571:				440.00	440.00	
4055						
UPS/United Parcel Service						
	Y2097W424	SHIPPING	10/18/2014	19.19	19.19	11/26/2014
	Y2097W454	SHIPPING	11/08/2014	15.43	15.43	11/26/2014
Total 4055:				34.62	34.62	
4141						
True Brew Coffee Service						
	160778	COFFEE	11/21/2014	18.83	.00	
	160912	COFFEE	12/01/2014	78.82	.00	
Total 4141:				97.65	.00	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
4181						
Crown Awards						
	32247603	SPRINZER SOCCER GLD	11/13/2014	135.00	.00	
Total 4181:				135.00	.00	
4240						
Platinum Plus For Business						
	BARTH 11111	LUNCH	11/11/2014	72.46	72.46	11/26/2014
	BULLEN 11111	REBATE CALIFORNIA PIZZA	11/11/2014	381.61	381.61	11/26/2014
	BURNS 11111	EXAM FEE	11/11/2014	264.64	264.64	11/26/2014
	CHANEY 1111	WINE BAR	11/11/2014	777.99	777.99	11/26/2014
	CHRISTENSE	REBATE SHELL OIL	11/11/2014	1,348.94	1,348.94	11/26/2014
	DYER 111114	BOOKS	11/11/2014	111.02	111.02	11/26/2014
	EDGETON 111	CMU THEATER	11/11/2014	706.90	706.90	11/26/2014
	FLORES-1111	CACEO CODE ENFORCEMENT	11/11/2014	875.96	875.96	11/26/2014
	GALLEGOS 11	NORTH SHORE CREDIT	11/11/2014	205.62	205.62	11/26/2014
	GRANVILLE 11	EVIDENCE MANAGEMENT CON	11/11/2014	434.67	434.67	11/26/2014
	HADLEY 1111	TRADE SHOW CONFERENCE	11/11/2014	270.00	270.00	11/26/2014
	HAMILTON 11	CONFERENCES	11/11/2014	2,196.80	2,196.80	11/26/2014
	JAMES 111114	TRAINING	11/11/2014	738.78	738.78	11/26/2014
	KEHOE 11111	SUPPLIES	11/11/2014	22.37	22.37	11/26/2014
	KELTY 111114	CGFOA CONFERENCE	11/11/2014	559.88	559.88	12/05/2014
	LINQUIST 111	WEBINAR ACCESS	11/11/2014	16.82	16.82	12/05/2014
	MACKLIN 1111	EVIDENCE PROPERTY ROOM	11/11/2014	44.24	44.24	11/26/2014
	MILLER 11111	TRAINING	11/11/2014	52.35	52.35	11/26/2014
	MILLER 11111	LUNCH PROJECT TEAM RRWP	11/11/2014	102.00	102.00	11/26/2014
	MILLER JAY-1	DINNER CML POLICY MEETING	11/11/2014	25.38	25.38	11/26/2014
	NEELY 111114	CSO TRAINING	11/11/2014	274.45	274.45	11/26/2014
	ODELL 111114	GARCO ROAD BRIDGE	11/11/2014	500.00	500.00	11/26/2014
	PINA 111114	SUPPLIES	11/11/2014	28.99	28.99	11/26/2014
	POTOTSKY 11	SUPPLIES	11/11/2014	64.30	64.30	11/26/2014
	STEFFEN 111	LUNCH MEETING-DOMINOS	11/11/2014	217.22	217.22	11/26/2014
	STURGEON 1	HALLOWEEN CANDY-PARADE	11/11/2014	84.07	84.07	11/26/2014
	TEYLINGEN 1	IPMBA MEMBERSHIP	11/11/2014	55.00	55.00	11/26/2014
	TYLER 111114	SUPPLIES	11/11/2014	47.42	47.42	11/26/2014
	WHITMORE 11	GRASS SEED	11/11/2014	1,636.00	1,636.00	11/26/2014
Total 4240:				12,115.88	12,115.88	
4261						
All Water Supply LLC						
	3327	SIGMA 2 CONTROL METERING	11/17/2014	5,489.16	5,489.16	12/04/2014
Total 4261:				5,489.16	5,489.16	
4345						
Helen Artist-Rogers/HR Design						
	112514	DDA MANAGEMENT	11/25/2014	2,500.00	2,500.00	11/26/2014
Total 4345:				2,500.00	2,500.00	
4403						
Donald Van Hoose						
	100914	BUILDING INSPECTIONS	10/09/2014	120.00	120.00	11/26/2014
Total 4403:				120.00	120.00	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
4507						
Neopost Inc/Neofunds						
	110214	postage	11/02/2014	200.00	200.00	11/26/2014
Total 4507:				200.00	200.00	
4590						
Colorado Poolscapes Inc						
	62419-1	POOL CHEMICALS	11/14/2014	802.37	802.37	12/05/2014
Total 4590:				802.37	802.37	
4796						
Mountain Air Mechanical Hvac						
	20959	FLAME SENSOR ROD	11/25/2014	39.57	.00	
Total 4796:				39.57	.00	
4825						
Cross Propane Gas						
	51886	PROPANE/PW FACILITY	11/13/2014	1,352.40	.00	
Total 4825:				1,352.40	.00	
5023						
CASELLE INC						
	61903	CASELLE SOFTWARE/FINANCE	12/01/2014	1,214.00	.00	
Total 5023:				1,214.00	.00	
5234						
SUMMIT SWEEPING SERVICE, LLC						
	6086	SWEEPING PARKING LOT	11/12/2014	210.00	.00	
Total 5234:				210.00	.00	
5253						
FASTENAL						
	66730	SUPPLIES	11/10/2014	381.51	.00	
	66919	SUPPLIES	11/19/2014	57.26	.00	
	67045	SUPPLIES	11/25/2014	12.35	.00	
Total 5253:				451.12	.00	
5473						
McAfee						
	97832790	MONTHLY SERVICE	11/01/2014	225.60	.00	
Total 5473:				225.60	.00	
5518						
CURRENT SOLUTIONS						
	5689	TROUBLESHOOT GATE	10/27/2014	650.00	.00	
	5696	PROPOSED AMOUNT	11/04/2014	870.00	.00	
Total 5518:				1,520.00	.00	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
5602						
Colorado State Bank and Trust						
	112414	Parks Maint. Bldg Lease	11/24/2014	161,163.80	161,163.80	11/25/2014
Total 5602:				161,163.80	161,163.80	
5613						
SunEdison, LLC/pump station						
	007714110310	PUMP STATION #1	11/03/2014	6,246.90	6,246.90	11/25/2014
Total 5613:				6,246.90	6,246.90	
5752						
Accutest Mountain States						
	DY-56653	METALS SAMPLING PROGRAM	11/21/2014	301.00	.00	
	DY-56778	PWSID CO 123676	12/01/2014	315.00	.00	
	DY-56894	PWSID CO 123676	12/01/2014	648.00	.00	
Total 5752:				1,264.00	.00	
5821						
ENVIRO-CHEM						
	140488	CHRONIC WET TWO SPECIES	11/26/2014	920.00	.00	
Total 5821:				920.00	.00	
5833						
SunEdison, LLC/SunE U6 holding						
	112414	energy innovation center	11/24/2014	11,058.07	11,058.07	11/25/2014
Total 5833:				11,058.07	11,058.07	
5846						
Mesa County Health Department						
	3380-14	Water Testing	11/18/2014	20.00	20.00	12/05/2014
	3381-14	Water Testing	11/18/2014	20.00	20.00	12/05/2014
	3382-14	Water Testing	11/18/2014	20.00	20.00	12/05/2014
	3479-14	Water Testing	12/02/2014	20.00	20.00	12/05/2014
	3480-14	Water Testing	12/02/2014	20.00	20.00	12/05/2014
	3481-14	Water Testing	12/02/2014	20.00	20.00	12/05/2014
	3482-14	Water Testing	12/02/2014	20.00	20.00	12/05/2014
	3483-14	Water Testing	12/02/2014	20.00	20.00	12/05/2014
Total 5846:				160.00	160.00	
5926						
Law Enforcement Alliance for Defense						
	111414	LEGAL DEFENSE	11/14/2014	20.00	20.00	11/26/2014
Total 5926:				20.00	20.00	
5958						
Utility Refund						
	3153102	REFUND- 1500 FIR CT	11/30/2014	329.83	329.83	12/05/2014
Total 5958:				329.83	329.83	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
5967						
Harbor Freight Tools						
	888002067309	SUPPLIES	11/26/2014	220.20	.00	
Total 5967:				220.20	.00	
5998						
UMB BANK NA						
	112414	RIFLE SALES UES TAX 03	11/24/2014	284,050.00	284,050.00	11/25/2014
Total 5998:				284,050.00	284,050.00	
6028						
Jan Walker						
	52	PIANO PLAYER	11/25/2014	50.00	50.00	12/05/2014
Total 6028:				50.00	50.00	
6069						
CPRA						
	200000883	DENVER NUGGETS SKILLS CH	11/20/2014	45.00	45.00	12/05/2014
Total 6069:				45.00	45.00	
6137						
Impressions of Aspen						
	20749	SUPPLIES	10/29/2014	72.20	72.20	12/05/2014
	20798	XEROX IMAGING DRUM CARTR	11/11/2014	325.00	.00	
	20823	SUPPLIES	11/17/2014	387.30	.00	
	20839	TONER	11/19/2014	559.95	.00	
	20839.1	TONER	11/19/2014	114.99	.00	
	20863	TONER	11/21/2014	679.94	.00	
	20863.1	TONER	11/21/2014	229.98	.00	
	4086CM	FOLDER	10/29/2014	14.61-	.00	
Total 6137:				2,354.75	72.20	
6144						
COMCAST CABLE						
	111514	XFINITY TV	11/15/2014	7.98	7.98	12/05/2014
Total 6144:				7.98	7.98	
6175						
Walmart						
	429500429155	Supplies	10/22/2014	10.79-	.00	
	430200621208	Candy for Halloween parade	10/29/2014	295.10-	.00	
	430300147065	Food for staff during girls youth bb	10/30/2014	40.84-	.00	
Total 6175:				346.73-	.00	
6179						
Rib City Grill						
	112614	RIFLE STIMULUS PLAN	11/26/2014	30.00	30.00	12/05/2014
Total 6179:				30.00	30.00	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
6225						
BRUBACHER DESIGN						
	1406	STOP SIGNS	11/26/2014	780.00	.00	
	1411	DEER CROSSING	12/01/2014	260.00	.00	
Total 6225:				1,040.00	.00	
6242						
Xerox Corporation						
	077123453	BASE CHARGE	12/01/2014	271.33	.00	
Total 6242:				271.33	.00	
6303						
Law Office of Angela Roff, PC						
	1951	CITY PROSECUTOR	11/03/2014	4,166.63	4,166.63	12/05/2014
Total 6303:				4,166.63	4,166.63	
6310						
SIRUS XM Radio Inc.						
	X2-138260011	SIRUS XM SERVICE	11/10/2014	86.31	86.31	12/05/2014
Total 6310:				86.31	86.31	
6330						
COUNTY HEALTH POOL						
	112514	COBRA	11/25/2014	1,610.98	1,610.98	11/26/2014
	112614	IT	11/26/2014	106,508.46	106,508.46	11/26/2014
Total 6330:				108,119.44	108,119.44	
6357						
FIRST STRING						
	6114	UNIFORMS	10/14/2014	300.75	.00	
Total 6357:				300.75	.00	
6384						
Professional Services Employers Trust						
	120114	INSURANCE	12/01/2014	433.50	433.50	12/05/2014
Total 6384:				433.50	433.50	
6402						
CENTURY LINK						
	6250108 11221	LONG DISTANCE	11/22/2014	147.46	147.46	12/05/2014
	6254904 11221	LONG DISTANCE	11/22/2014	108.74	108.74	12/05/2014
	6254960 11221	LONG DISTANCE	11/22/2014	116.25	116.25	12/05/2014
	6259179 11221	LONG DISTANCE	11/22/2014	93.06	93.06	12/05/2014
Total 6402:				465.51	465.51	
6475						
SHEAR INTENSITY HAIR, NAIL SALON						
	112014	RIFLE STIMULUS PLAN	11/20/2014	30.00	30.00	11/26/2014

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total 6475:				30.00	30.00	
6485						
Tisco Inc/Energy Equip-GrandJct						
	10624 120314	SUPPLIES	12/03/2014	10.29	.00	
	10625 120314	SUPPLIES	12/03/2014	466.84	.00	
	10626 120314	SUPPLIES	12/03/2014	456.19	.00	
Total 6485:				933.32	.00	
6509						
POLYDYNE INC.						
	929853	CLARIFLOC	11/28/2014	2,745.00	.00	
Total 6509:				2,745.00	.00	
6568						
MICRO PLASTICS						
	103803	ALUM SIGN	10/08/2014	2,919.80	2,919.80	12/05/2014
	104436	NAME PLATE	11/25/2014	19.80	.00	
	104516	NAME TAG	12/02/2014	14.80	.00	
Total 6568:				2,954.40	2,919.80	
6606						
Western Slope Supplies, Inc.						
	2115123	BOTTLED WATER	11/10/2014	34.75	.00	
	2115218	BOTTLED WATER	11/17/2014	14.20	.00	
	2115230	BOTTLED WATER	11/17/2014	7.35	.00	
	2115231	BOTTLED WATER	11/17/2014	27.90	.00	
	3065882	BOTTLED WATER	11/24/2014	7.35	.00	
	3065883	BOTTLED WATER	11/24/2014	48.45	.00	
	3065971	BOTTLED WATER	12/01/2014	7.35	.00	
	3065973	BOTTLED WATER	12/01/2014	27.90	.00	
	726545	BOTTLED WATER	11/15/2014	15.00	.00	
	919389	BOTTLED WATER	11/03/2014	14.20	.00	
Total 6606:				204.45	.00	
6612						
CEDAR NETWORKS						
	194108	CITY OF RIFLE INTERNET SER	12/01/2014	3,554.00	3,554.00	12/05/2014
Total 6612:				3,554.00	3,554.00	
6629						
COLORADO CODE CONSULTING, LLC						
	6277	PLAN REVIEW SERVICES	11/17/2014	1,750.00	1,750.00	11/26/2014
Total 6629:				1,750.00	1,750.00	
6643						
SAFETY & CONSTRUCTION SUPPLY, INC						
	0020621-IN	JACKET	11/21/2014	852.75	.00	
	0020622-IN	CABINET	11/21/2014	1,115.07	.00	
	0020767-IN	SAFETY CAN	11/26/2014	158.97	.00	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total 6643:				2,126.79	.00	
6661						
ARCADIS US, INC						
	0632612	RWPF Engineering Package 1	12/05/2014	169,799.65	.00	
Total 6661:				169,799.65	.00	
6716						
SIMPLIFILE, LC						
	201466287	RECORDING FEES	11/26/2014	26.00	26.00	12/05/2014
Total 6716:				26.00	26.00	
6719						
PHIL VAUGHAN CONSTRUCTION MGMT, INC.						
	11301403	PWTP OWNER ADVISOR SERVI	11/30/2014	1,883.60	.00	
Total 6719:				1,883.60	.00	
6738						
INTERSTATE ALL BATTERY CENTER						
	24972254-001	BATTERY	10/23/2014	63.78	63.78	12/04/2014
	24977085-001	BATTERY	10/29/2014	32.82	32.82	12/04/2014
Total 6738:				96.60	96.60	
6777						
MASTER PETROLEUM						
	2021079	DIESEL	11/13/2014	1,412.00	.00	
Total 6777:				1,412.00	.00	
6779						
COMMERCIAL TIRE SERVICE, INC						
	36156	TIRES	11/13/2014	548.88	.00	
	36157	SERVICE CALL	11/25/2014	902.20	.00	
Total 6779:				1,451.08	.00	
6787						
FACILITYDUDE.COM						
	R-103462	MAINTENANCE EDGE 2015	11/30/2014	2,388.00	.00	
Total 6787:				2,388.00	.00	
6790						
O'REILLY AUTO PARTS						
	3761-339488	OIL FILTER	09/09/2014	30.92	30.92	11/26/2014
	3761-349554	BATTERY	11/18/2014	15.00-	.00	
	3761-349813	CAPSULE	11/20/2014	7.98	.00	
	3761-349823	MINI LAMP	11/20/2014	5.59	.00	
	3761-349877	WIPER BLADE	11/21/2014	7.99	.00	
	3761-350334	SENSOR	11/24/2014	44.79	.00	
	3761-350405	ROCKER SWITCH	11/25/2014	32.41	.00	
	3761-350463	RAD TUBING	11/25/2014	5.98	.00	
	3761-350600	OIL FILTER	11/26/2014	85.96	.00	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
	3761-351288	SEALED BEAM	12/02/2014	6.59	.00	
	3761-351336	AIR FILTER	12/02/2014	14.57	.00	
	3761-351484	DISC PAD SET	12/03/2014	35.78	.00	
	3761-351682	AIR FILTER	12/04/2014	4.60	.00	
Total 6790:				268.16	30.92	
6826						
CALLAWAY PACKING INC						
	29241	FOOD SUPPLIES	11/24/2014	211.43	.00	
Total 6826:				211.43	.00	
6831						
CABOT NORIT AMERICAS INC						
	25304859RI	PAC Equipment Lease	11/26/2014	2,100.00	.00	
Total 6831:				2,100.00	.00	
6867						
PNCI Construction, Inc.						
	113014	DRP-P1 Constuction	11/30/2014	70,529.00	.00	
Total 6867:				70,529.00	.00	
6885						
CHEMATOX LABORATORY INC						
	14222	BLOOD ALCOHOL TEST	11/01/2014	20.00	20.00	11/26/2014
	14434	BLOOD ALCOHOL TEST	11/15/2014	20.00	20.00	12/05/2014
	14472	BLOOD COLLECTION KITS	10/31/2014	94.83	94.83	12/05/2014
	14549	BLOOD ALCOHOL TEST	11/22/2014	20.00	20.00	12/05/2014
Total 6885:				154.83	154.83	
6888						
WIN-911 SOFTWARE						
	2703877	ANNUAL RENEWAL SOFTWARE	11/19/2014	395.00	395.00	11/26/2014
Total 6888:				395.00	395.00	
6892						
SHOOTERS GRILL OF RIFLE						
	120514	SENIOR CENTER RETIREMENT	12/05/2014	1,465.00	1,465.00	12/05/2014
Total 6892:				1,465.00	1,465.00	
6916						
CORNWELL QUALITY TOOLS						
	140003	TOOLS	12/09/2014	155.55	.00	
Total 6916:				155.55	.00	
6917						
DIVIDE CREEK ANIMAL HOSPITAL						
	41767	VETERINARY CARE	11/11/2014	160.00	160.00	11/26/2014
Total 6917:				160.00	160.00	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
7043						
Kumar and Associates						
	168098	PROFESSIONAL SERVICES	11/21/2014	2,181.60	.00	
Total 7043:				2,181.60	.00	
7048						
FLOWPOINT ENVIRONMENTAL SYSTEMS						
	670	START UP	11/20/2014	1,000.00	.00	
Total 7048:				1,000.00	.00	
7057						
THE WRIGHT CLEANING COMPANY						
	1749	CLEANING THEATER	10/06/2014	140.00	140.00	12/05/2014
	1772	CLEANING THEATER	10/23/2014	105.00	105.00	12/05/2014
	1776	CLEANING THEATER	10/31/2014	122.50	122.50	12/05/2014
	1784	CLEANING THEATER	11/02/2014	385.00	385.00	12/05/2014
	1805	CLEANING THEATER	12/01/2014	262.50	262.50	12/05/2014
Total 7057:				1,015.00	1,015.00	
7153						
PARADISE NUTS						
	111814	RIFLE STIMULUS PLAN	11/18/2014	60.00	60.00	11/26/2014
	111914	RIFLE STIMULUS PLAN	11/19/2014	100.00	100.00	11/26/2014
Total 7153:				160.00	160.00	
7154						
RIFLE INVESTMENTS						
	112114	REFUND- 732 BUCKHORN DRIV	11/21/2014	5,000.00	5,000.00	11/26/2014
Total 7154:				5,000.00	5,000.00	
7155						
HEWLETT-PACKARD COMPANY						
	112114	SALES TAX OVERPAYMENT RE	11/21/2014	111.98	111.98	11/26/2014
Total 7155:				111.98	111.98	
7157						
FIRST LINE SECURITY						
	0082	SECURITY SERVICES	11/04/2014	300.00	300.00	12/05/2014
	0083	SECURITY SERVICES	11/08/2014	350.00	350.00	12/05/2014
Total 7157:				650.00	650.00	
7158						
RIFLE ANIMAL SHELTER						
	120414	MAINT. SERVICE CUSTODIAL	12/04/2014	360.00	360.00	12/05/2014
Total 7158:				360.00	360.00	
7159						
McCANDLESS TRUCK CENTER						
	30577J	EX CLAMP	11/13/2014	65.44	.00	

Vendor Name and Number	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total 7159:				65.44	.00	
Grand Totals:				1,160,625.58	849,438.89	

Dated: _____

City Finance Director: _____

Report Criteria:

- Summary report.
 - Invoices with totals above \$0 included.
 - Paid and unpaid invoices included.
-

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December 11, 2014

Mayor Randy Winkler
Rifle City Council
P. O. Box 1908
Rifle, Colorado 81650

Re: December 17, 2014 City Council Meeting

Dear Mayor Winkler and Members of the Rifle City Council:

The purpose of this letter is to briefly outline items we worked on for the December 17, 2014 Rifle City Council Meeting.

1. Ordinance No. 19 Series of 2014 (Sign Code Amendments). City staff is recommending that the Sign Code be repealed and reenacted as set forth in Ordinance No. 19, Series of 2014 to make it more user-friendly and clarify certain provisions. The planning department staff report will provide the relevant policy changes. The Planning Commission at its November 25, 2014 meeting recommended that City Council adopt these amendments.

We recommend approval of Ordinance No. 19, Series of 2014 on first reading.

2. Ordinance No. 20 Series of 2014 (Landscape Code Amendments). Ordinance 20, Series of 2014 sets forth proposed amendments to multiple landscaping related provisions of the Rifle Municipal Code. The primary amendments include the elimination of the Tree Board and transfer of its responsibilities to the Planning Commission and City staff, deletion of unduly burdensome landscaping requirements, clarification of tree care responsibilities by landowners, and water conservation through the use of xeriscaping, among other matters. The planning department staff report will provide additional details and the Planning Commission recommended approval of these amendments.

We recommend approval of Ordinance No. 20, Series of 2014 on first reading.

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As always, please feel free to contact us before the meeting if you have any questions.

Very truly yours,

KARP NEU HANLON, P.C.

James S. Neu

Enclosures

DEPARTMENT OF PLANNING & DEVELOPMENT

202 Railroad Avenue, Rifle, CO 81650

Phone: 970-665-6490 Fax: 970-625-6268



MEMORANDUM

TO: Honorable Mayor and City Council

FROM: Nathan Lindquist, Planning Director

DATE: December 11, 2014

SUBJECT: Text Amendment 2014-4
Revisions to Landscaping Requirements and Tree Board

REQUEST

Staff requests that Planning Commission approve Text Amendment 2014-4, an amendment to the Landscape Code, Chapter 16, Article 13, and the sections of the Code regarding the Tree Board. See the Ordinance for the new code.

BACKGROUND

Staff has developed changes to the landscaping requirements for Planning Commission's review and consideration. Planning staff has reviewed the landscape code to improve the clarity of regulations and also to promote water conservation efforts on behalf of developers and landscapers.

The text amendments propose changes to regulations that staff believe to be overly restrictive in areas of landscape coverage and types of materials used, as well as areas that need increased requirements to provide a pleasing and uniform landscape aesthetic throughout Rifle's commercial properties. Changes were made to the size and composition of the landscape buffer to ensure it is applied logically in different situation. Changes were also made to the

In addition, in an effort to promote water wise landscape design, xeric plant requirements have been added. Xeriscaping is landscaping and gardening that reduces or eliminates the need for supplemental water from irrigation. Xeriscapes provide for reduced water consumption, adaptive drought resistant plant types, visually interesting landscape, and less maintenance for property owners. Staff has added a new recommended xeric plant list to Appendix C.

Another purpose of the text amendment is to replace the defunct Tree Board with the Planning Commission. The intent is to retain a body of citizens charged with advising the City on issues regarding street trees trimming, removal or planting, in addition to issues with private trees that are a hazard to neighboring properties.

RECOMMENDATION

DEPARTMENT OF PLANNING & DEVELOPMENT

202 Railroad Avenue, Rifle, CO 81650

Phone: 970-665-6490 Fax: 970-625-6268



Staff recommends City Council APPROVE Text Amendment 2014-4.

CITY OF RIFLE, COLORADO
ORDINANCE NO. 20
SERIES OF 2014

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, REPEALING AND REENACTING THE LANDSCAPE GUIDELINES OF THE CITY OF RIFLE SET FORTH AT ARTICLE XIII OF CHAPTER 16 OF THE RIFLE MUNICIPAL CODE, REPEALING ARTICLE VIII OF CHAPTER 2 OF THE RIFLE MUNICIPAL CODE RELATING TO THE RIFLE TREE BOARD, AMENDING ARTICLE V OF CHAPTER 7 RELATING TO CARE AND MAINTENANCE OF TREES WITHIN THE CITY OF RIFLE, AND AMENDING SECTION 16-3-450 RELATING TO LANDSCAPING OF COMMERCIAL AND INDUSTRIAL ZONE DISTRICTS.

WHEREAS, Article XIII of Chapter 16 of the Rifle Municipal Code (“Code”), the City of Rifle’s Landscape Guidelines, provides regulations regarding landscaping of approved land uses within the City of Rifle (“City”); and

WHEREAS, Article V of Chapter 7 of the Code sets forth provisions regarding the care and maintenance of trees located within the City; and

WHEREAS, Article VIII of Chapter 2 of the Code provides for the establishment of the Tree Board of the City of Rifle and sets forth the Tree Board’s duties and responsibilities; and

WHEREAS, Section 16-3-405 of the Code sets forth certain landscaping requirements for commercial and industrial zone districts; and

WHEREAS, the City Council finds that the Tree Board responsibilities are either unnecessary or can more efficiently be fulfilled by the Planning Commission and City staff and therefore the Tree Board should be disbanded and certain of its responsibilities assumed by City Planning Commission and City staff; and

WHEREAS, the City’s tree care and maintenance provisions, the Landscape Guidelines, and Section 16-3-405 warrant amendment to eliminate certain provisions which City Council has determined are unduly burdensome and to improve the Code to clarify responsibilities regarding care and maintenance of trees, create a framework for a more uniform landscape aesthetic throughout the City, and encourage water conservation.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Article XIII of Chapter 16 of the Rifle Municipal Code is hereby repealed in its entirety and reenacted as follows:

ARTICLE XIII

Landscape Guidelines

Sec. 16-13-10. General provisions.

Landscaping shall refer to any combination of living plants such as trees, shrubs, plants, vegetative ground cover and turf grasses, and may include natural nonliving elements such as rock, stone and bark, as well as structural features, including but not limited to walks, fences, benches, works of art, reflective pools and fountains.

Sec. 16-13-20. Purpose and intent.

(a) Purpose and intent. The purpose and intent of this Article is to protect the health and welfare of the citizens of Rifle through the regulation of landscaping of new multi-family, commercial, public/civic, light industrial and industrial developments. Installed landscapes should enhance property values, promote quality development, contribute to the visual character of new developments, and promote water conservation through xeriscaping. Xeriscape principles are as follows:

(b) Design. Identify zones of different water requirements and group plants together that have similar water needs;

(c) Appropriate Use of Turf. Limit high-irrigation turf and plantings to appropriate high-use areas with high visibility and functional needs;

(d) Low-Water-Using Plants. Choose low-water-demanding plants and turf where practicable;

(e) Irrigation. Design, operate and maintain an efficient irrigation system;

(f) Soil Preparation. Incorporate soil amendments before planting;

(g) Mulch. Add mulch to planting beds to a minimum depth of three (3) inches;

(h) Maintenance. Provide regular and attentive maintenance.

Sec. 16-13-30. Scope and applicability.

(a) The provisions of this Article shall apply to all new construction of multi-family housing, commercial development, public/civic, light industrial and industrial development.

(b) Existing or nonconforming landscapes. Landscapes installed prior to the effective date of the ordinance codified in this Article, and not in compliance herewith, shall be regarded as nonconforming landscapes that may continue as long as the landscapes are properly maintained in conformance with the other ordinances of the City. If uses or buildings regulated by this Article are reconstructed, remodeled or added to where the alteration will affect more than fifty percent (50%) of the building's gross floor area, or where more than fifty percent (50%) of the building's lot will be impacted, landscaping shall be updated to meet all applicable code requirements in effect at that time.

Sec. 16-13-40. Definitions.

Whenever the following words or phrases are used in this Article, they shall have the following meanings:

Annual means a plant that lives only one (1) year or growing season.

Bunch grass means those types of grasses that grow in clumps and do not spread to form a continuous sod mat and do not require regular mowing, as do turf-grasses. Included are most of the native or prairie grasses such as bluestems, fescues, grammas, wheat grasses, etc.

Coniferous means those evergreen plants whose foliage is needle-like, scale-like or awl-like and are cone-bearing.

Deciduous means a plant with foliage that is shed annually.

Evergreen means a plant with foliage that persists and is green year-round and may or may not be coniferous.

Groundcover means low-growing perennial and/or evergreen plants, other than turf grass, which grow and spread in such a manner as to provide continuous plant coverage. Such plants are typically shorter than eighteen (18) inches and may include herbs, ivies, ornamental grasses, perennials, spreading evergreens, succulents, vines and wildflowers. Annuals, mulches and stone are not considered groundcovers.

Hedge means a continuous, living, landscape barrier consisting of closely planted shrubs maintained at a height of greater than two (2) feet. Trees of any kind, other than upright junipers, shall not be pruned, sheared, trimmed or otherwise treated as hedges, but may be planted, as approved, to form wind-rows, visual screens or sound barriers.

Landscaping means aesthetic improvements using natural and manmade materials as defined below (*landscaping materials*). Landscaping areas may also include, by way of example but not by way of limitation, the following: basketball courts, pools, tennis courts, playgrounds or similar recreational areas or uses.

Landscaping materials means, but is not be limited to, trees, shrubs, vines, and plants of all descriptions (excluding weeds and other unkempt vegetation) and other materials and treatments such as stone, mulches and other nonliving landscape materials.

Living plant material coverage means the covering of raw ground or bare soil with living landscape materials at a growth size of two-thirds ($\frac{2}{3}$) maturity, such as shrubs, groundcovers, perennials, vines and all plants of all descriptions (excluding weeds or other unkempt vegetation). Living plant material shall be distributed throughout the entire landscape treatment area so as to avoid over-massing of plant materials or creating disproportionately large areas containing no living plant material.

Mulch means nonliving matter, such as bark chips, chipped wood products, pole shavings, stone and any approved like materials customarily used in landscapes for the purpose of retaining soil moisture, retarding weed growth and stabilizing soils. All mulches shall be installed at a depth of at least two (2) inches but not greater than four (4) inches.

Nonliving landscaping materials means, but shall not be specifically limited to, manmade or artificial materials used for decorative or ornamental purposes such as fountains, monuments, statues, planting containers and trestles and frames; but excluding artificial plants, shrubs, bushes, trees and flowers.

Ornamental grass means those types of grasses that grow in clumps, and do not spread to form a continuous mat, as do turf grasses. Bunch grasses and other taller, more decorative types of grasses may be considered ornamental when grown as accents in conjunction with other plants in larger bed-plantings.

Ornamental tree means a tree, typically fifteen (15) to twenty (20) feet tall at maturity, that is planted for its decorative value, perhaps in screening applications rather than for shading purposes. They are usually deciduous but may include short growing conifers such as upright junipers, pinion pine and bristlecone pine.

Perennial means those types of herbaceous flowering plants which live for several years and "die back" annually to grow again the next season without having to be replaced or replanted.

Planting bed means any landscape area covered with a non-turf surface such as rocks, gravel, mulch, or like material, into which trees, shrubs, and ornamental grasses are planted.

Shade tree means a tree, over fifteen (15) to twenty (20) feet tall at maturity, that is deciduous and planted for its wider canopy, higher bottom branch scaffold and shading value and does not include conifers or evergreens of any kind.

Shrub means a long-lived deciduous, evergreen or coniferous woody plant, typically multi-stemmed and having a mature height of between three (3) and fifteen (15) feet, and does not include perennials.

Stone means any rock material that may fall under further sub-classification, such as river rock, cobble, flagstone, boulders and others. Any stone material used in landscape applications must be at least three-fourths ($\frac{3}{4}$) inch in diameter or cross-section. Squeegee and road-base are not acceptable materials within the definition of *stone*.

Street tree means trees strategically planted, usually in parkway strips, medians or along streets, to enhance the visual quality of a street.

Tree means a long-lived deciduous, evergreen or coniferous woody plant, typically single-stemmed and having a mature height of fifteen (15) feet or more.

Turf grass means those types of grasses that do not grow in clumps but, rather, spread naturally to form a continuous sod mat. Such are the grasses customarily used in lawn applications, typically available in sod form, being tolerant of foot traffic, and presenting a finished, maintained appearance with proper care.

Weeds means plants included in the Garfield County Vegetation Management program Noxious Weed List.

Xeriscape means water conservation through creative landscape design that reduces water consumption, landscape maintenance and the use of fertilizers and pesticides. Principles associated with Xeriscaping include appropriate planning and design, soil improvements, efficient irrigation, practical turf areas, appropriate plant selection, uses of mulches and maintenance.

Sec. 16-13-50. Submittal requirements.

Landscape plans developed by a commercial nursery, licensed landscape contractor or landscape architect shall be submitted with the application for a building permit for any project subject to the provisions of this Article. The following information shall be included on required plans:

- (1) Calculation of net site area showing all existing and proposed structures, parking and access areas, and any other paved areas.
- (2) Calculation of required landscape treatment area.
- (3) Location and dimensions of areas to be landscaped and areas of existing landscaping (landscape treatment area).
- (4) Location, general type and quality of existing vegetation.
- (5) Existing vegetation to be saved.
- (6) Locations and labels for all proposed plants.

(7) Plant lists or schedules with the botanical and common names, quantity, spacing and size of all proposed landscape materials at the time of planting.

(8) Location and description of other landscape improvements such as earth berms, walls, fences, screens, sculptures, fountains, street furniture, lights and courts or paved areas.

(9) Location and coverage of required irrigation systems.

(10) Planting and installation details as necessary to ensure conformance with all required standards.

(11) Guarantee from the developer that all plant materials will be warranted for a period of twenty-four (24) months from the time of installation. If any of the material should fail to survive during that period, it will be replaced during the next appropriate planting season with materials similar in type and size to those outlined on the approved landscape plans. If a material fails because it is an inappropriate selection for the site where installed, such material shall be replaced with a more appropriate plant for that site and shall be of approximately the same size as the material specified on landscape plans for that location.

Sec. 16-13-60. Certificate of occupancy.

(a) No final inspection shall be completed or certificate of occupancy (C.O.) issued, except as stated in Subsection (b) below, for any multi-family, commercial, public/civic, light industrial or industrial property that is required to provide landscaping in conformance with these regulations unless all landscaping on the property has been installed and has been accepted in writing as correct by the commercial nursery, licensed landscape contractor or landscape architect that developed the approved landscape plans for such property.

(b) Final inspections may be completed and C.O.s issued by the Director of Planning and Development prior to the installation or completion of the landscaping when weather conditions or other circumstances, such as the winter season, place an unreasonable burden or hardship on the developer or builder. Such burden or hardship must be documented in writing by a commercial nursery or licensed landscape contractor stating that it would be impractical or unwise to install landscape materials due to conditions such as those outlined above. All landscape improvements allowed under a delayed installment must be completed within one (1) year of the date of issuance of the C.O. Additional time may be granted by the Director of Planning and Development when conditions or circumstances such as those previously described herein prevent completion.

(c) In those instances where a C.O. is granted prior to the installation of landscaping, the developer or builder shall be required to provide a surety, such as a cash escrow or letter of credit, for one hundred twenty percent (120%) of the estimated cost of materials and labor for the installation of the landscaping. The surety shall be in a form and amount approved by the Director of Planning and Development to guarantee that, by an agreed-upon date, the required landscaping is installed according to the approved landscape plan, or the surety will be subject to

forfeiture to the City. The City then may apply the surety funds towards installation of landscaping on the subject property, or seek other enforcement remedies.

(d) In those instances where a C.O. is granted prior to the installation of landscaping, the developer or builder must meet all of the City's sediment and erosion control requirements by an agreed-upon date as established by the Department of Public Works.

(e) All landscaping material and labor estimates presented by developers in connection with the issuance of a C.O. prior to landscape installation shall be prepared by a commercial nursery, licensed landscape contractor or landscape architect, and such estimate shall be signed and dated by the person who prepared it. The Director of Planning and Development must approve the estimate before submittal of any surety.

Sec. 16-13-70. Plant sizes.

The caliper of deciduous and ornamental trees shall be measured six (6) inches above the base. Plant materials shall meet the requirements outlined in Table 16-13-1.

Table 16-13-1

<i>Plant Type</i>	<i>Minimum Size</i>
Deciduous Tree	2" Caliper
Evergreen Tree	6' Tall
Ornamental Tree	1½" Caliper
Shrubs	#5 Container
Ornamental Grasses	#1 Container
Perennial and Groundcovers	2¼" pots
Annual Plants/Flowers	As purchased

Sec. 16-13-80. General landscape requirements.

(a) Landscape treatment area. Commercial, industrial, civic, and multi-family uses shall have landscape treatment areas that include all areas of the site not covered by structures, bodies of water, driveways, sidewalks, plazas, hardscape recreation areas, parking lots, or ditches.

(b) Specific landscape treatment areas are further addressed in:

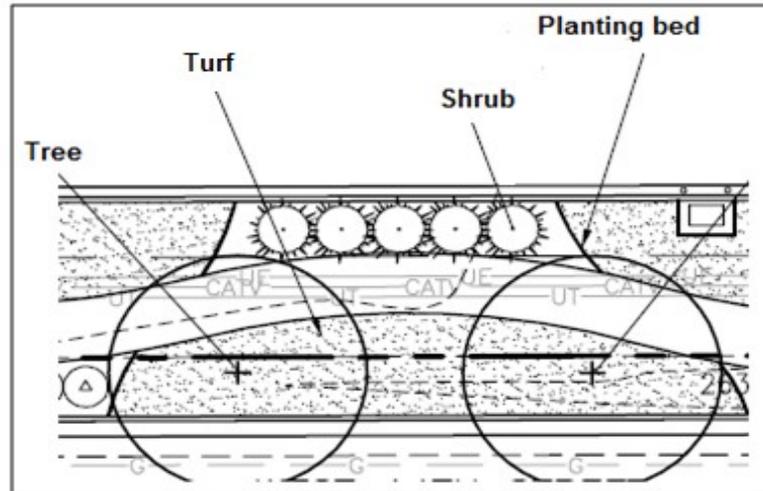
(1) Right-Of-Way landscaping (Sec. 16-13-90);

(2) Parking Lot landscaping; (Sec. 16-13-100)

(3) Foundation landscaping (Sec. 16-13-110).

(c) All Landscape treatment areas shall meet the following standards:

(1) *Turf*. A maximum of fifty percent (50%) of the total landscape treatment area may be covered with turf. Native grasses may be used as a non-turf alternative. If kept in a healthy and weed-free state native grasses may grow to a mature height of above 8" without being considered a weed.



Typical components of a landscape treatment area.

(2) *Planting beds*. Any area of the site covered by rock, gravel, or mulch is defined as a planting bed. The following standards are intended to provide a diversity of landscape materials within planting beds.

- a. Planting beds shall have a minimum of one planting (tree, shrub, or ornamental grass) per twenty-five (25) square feet of planting bed area.
- b. The maximum usage of any one plant species is fifty percent (50%) of total plantings.
- c. Ornamental grasses shall be no more than forty percent (40%) of the total number of plantings.
- d. At least fifty percent (50%) of plantings shall meet low-water use (xeric) criteria. See Appendix C plant list.
- e. River cobble as a planting bed ground cover shall not cover more than fifty percent (50%) of the total landscape treatment area, and is not permitted in street buffers for commercial zones, to preserve public safety. Pea gravel, organic mulch, or other similar materials are preferred alternatives.
- f. At least ten percent (10%) of plants shall be of a flowering variety. Flowering plants should be used along right-of-ways or in foundation landscaping areas. See Appendix C plant list.

(3) *Trees.* See tree requirements for Right-Of-Ways (Sec. 16-13-90) and Parking Lots (Sec.16-13-100).

a. Trees in unspecified landscape areas. Landscape treatment areas not within defined Right- Of-Way, Parking Lot, or Foundation areas shall provide trees at a ratio of 1 tree per four-hundred (400) square feet. Exception: In areas away from public use and view, and where it is appropriate for the site to retain a natural character, the Planning Director may approve use of unirrigated native grasses in place of tree requirements.

b. Quaking aspen trees shall be permitted but shall not count towards required trees.

(4) Airport Road landscape buffer. The minimum landscape buffer along Airport Road shall be 15 feet in Commercial zones and 20 feet in Light Industrial zones. The intent of this requirement is to provide a continual landscape buffer regardless of the location of parking lots within developments on Airport Road. The buffer shall meet General Landscape Requirements and Right-of-Way landscaping requirements. Additionally, evergreen trees shall not be permitted in Light Industrial zones on Airport Road due to elk and deer feeding habits.

Sec. 16-13-90. Right-of-way landscape standards.

Each development shall provide trees and landscaping within public rights-of-way and transportation easements as described in Table 16-13-2.

Table 16-13-2

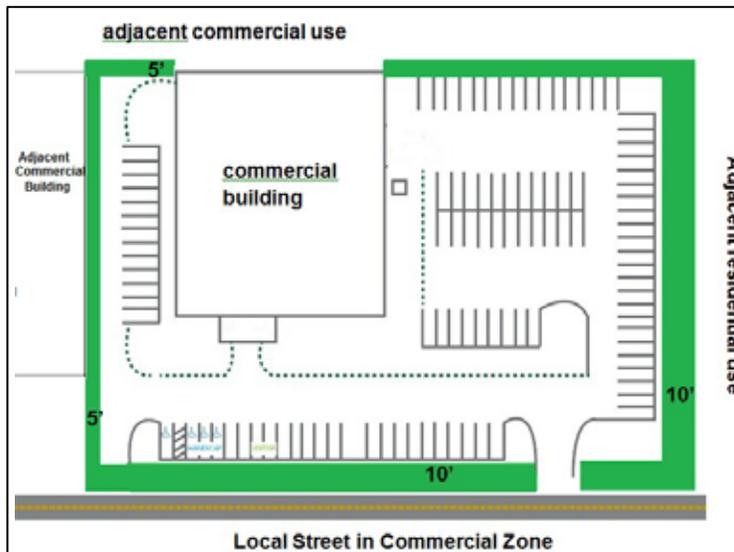
<i>Type of sidewalk</i>	<i>Tree Type</i>	<i>Number of Trees</i>	<i>Landscape Treatment Area</i>	<i>Planting requirements</i>
Detached Sidewalk	Deciduous	1 per 40 linear feet, placed between street and sidewalk.	Entire area between sidewalk and curb and remaining right-of-way on opposite side of sidewalk	Per General Landscape Requirements Exception: turf may be 100%

Attached Sidewalk	Deciduous	1 per 40 linear feet. In the CBD, trees shall be placed within tree grates on inner edge of sidewalks at least 8' in width. Otherwise, trees placed within 10 feet of the sidewalk.	Per requirements of this chapter for the specific location.	Per General Landscape Requirements and, if applicable, Parking Lot Landscaping
Road Right-of-Way Islands/ Medians	Deciduous, Ornamental, or Evergreen	1 per every 40 linear feet	Entire interior of island.	Per General Landscape Requirements Exception: no landscaping on islands less than 5 feet wide.

Sec. 16-13-100. Parking lot landscaping.

The definition of parking lots shall include storage areas, gas station fueling areas, parking lot access drives, or other paved or graveled areas.

(a) Parking Lot Perimeter Landscaping. The entire perimeter of a parking lot shall be landscaped according to Table 16-13-3.



The depth of the parking lot landscaping buffer is determined by the adjacent right-of-way or land use.

**Table 16-13-3
 Parking Lot Perimeter Standards**

<i>Adjacent right-of-way or land use</i>	<i>Minimum depth of landscape buffer (feet)</i>	<i>Planting and screening requirements</i>
Interstate 70	50	<ul style="list-style-type: none"> • General landscape requirements per Sec.16-13-80. • At least 50% of the linear footage of a buffer adjacent to a street must be composed of planting beds to provide vertical screening of the lot. • River cobble is not permitted in street buffers in multi-family or commercial zones. • 1 tree per 40 linear feet (following ROW street tree standards in Sec. 16-13-90) • Screening: minimum 6-foot fence • General landscape requirements per Sec. 16-13-80. • 1 evergreen tree per 25 linear feet • No screening • General landscape requirements per Sec. 16-13-80 • 1 tree per 40 linear feet
State highway	20	
Local street in Central Business District	5	
Local street in commercial or multifamily zone	10	
Airport Road in commercial zone	15	
Local street in light industrial or industrial zone	20	
Residential use (or any higher-impact use adjacent to lower-impact use)	10	
Commercial use adjacent to other commercial use	5	
Not adjacent to a street or a lot line	5	
Alley in Central Business District	0	

(b) Parking Lot Interior Landscaping. There shall be one (1) landscaped island for every fifteen (15) parking spaces. Parking lots with less than fifteen (15) spaces are exempt from this requirement.

(1) Landscape islands. Landscape islands shall be evenly distributed to the maximum extent possible. Landscape islands shall be a minimum of eighteen (18) feet by six (6) feet for single rows and thirty-six (36) feet by six (6) feet for double rows of parking spaces. Islands shall have raised concrete curbing and shall contain a minimum of one (1) deciduous shade tree and six (6) shrubs for single rows and two (2) deciduous shade trees and twelve (12) shrubs in each landscape island for double rows. The remaining landscaping shall consist of a mulched planting bed. Turf is prohibited in parking lot islands.

(2) All required landscape areas adjacent to vehicle use areas shall be protected by wheel stops, curbs or other physical barriers. When a parking space abuts a landscape island or planter, the front two (2) feet of the required parking space may overhang the planter, provided that wheel stops or curbing are present.

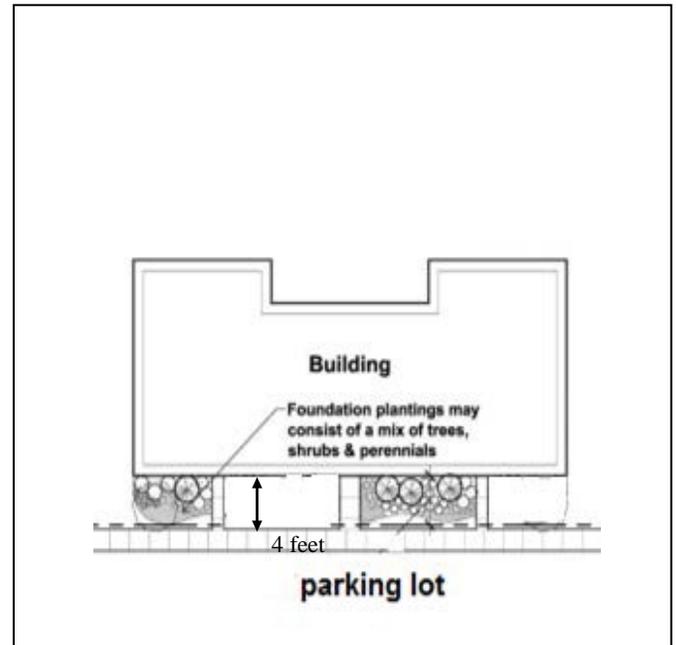
Sec. 16-13-110. Foundation landscaping.

The facades of structures in commercial or multi-family zones that are (a) adjacent to a parking lot, and (b) facing a street, shall have a planting bed at the base of the structure meeting the following standards:

(a) A minimum 4-foot width, continuing along 25% of the building façade.

(b) One planting per 15 square feet, and otherwise following general landscape requirements per Section 16-13-80.

(c) An exception may be made for facades where entrances, loading area doors, or motor vehicle bays are greater than 50% of the façade. The available remaining percentage of the façade shall be landscaped.



(d) If conditions of the site require, foundation landscaping may be grouped into alternate configurations adjacent to the building as long as the minimum square footage and number of plants is provided. The intent of improving the aesthetics of the building through landscaping must be met.

Sec. 16-13-120. Planting for safety at intersections and near driveways.

(a) Sight Distance Triangle. On corner lots, in order to preserve sight distances, an unobstructed view shall be maintained within the triangular area at the intersection of two (2) streets, which is formed by three (3) points as established by: (1) the intersection of the flowline at the corner; (2) by measuring thirty (30) feet back from this intersection on each flowline; and (3) connecting the two (2) ends of the legs to form a triangle.

(b) No landscaping within a required front yard setback, or within the side yard setback on corner lots, shall exceed a height of forty-eight (48) inches, with the exception of trees. Such trees, at sufficient maturity, shall be trimmed to a height of at least eight (8) feet above the gutter flow line.

(c) Street trees shall be placed a minimum of eight (8) feet from the corners of alleys and driveways, ten (10) feet from intersections, and fifteen (15) feet from overhead utility and light poles.

Sec. 16-13-130. Screening elements of low visual interest.

Landscape or other materials shall be used to screen areas of low visual interest from the public right of way. These elements include, but are not limited to, trash receptacles, service areas, loading docks, and utility boxes and pedestals. Screening shall be provided on all sides, except where an opening is required for access. The access side shall permit access, yet the areas should be screened when access is not required. Screening shall be in the form of landscaping, walls, fences, berms, buildings or a combination of these techniques. The screening around trash receptacles shall be a minimum of six (6) feet in height.

Sec. 16-13-140. Irrigation.

(a) A permanently installed, automatic underground irrigation system shall be established to provide total water coverage to all plant materials installed pursuant to this Article. An exception is made for drip irrigation systems, which may be aboveground.

(b) If native dryland grass species are chosen for turf areas, irrigation shall occur for at least the first six (6) weeks after installation, although no permanently installed irrigation system is required. Once turf has been established, supplemental irrigation shall be implemented as required to maintain turf areas in a green and growing condition.

(c) A reduced pressure backflow preventer shall be used on all systems. Where the irrigation point of connection is from the domestic water service, the irrigation tap and backflow preventer shall be installed after the water meter but before any backflow or pressure-reducing valve for the building.

Sec. 16-13-150. Replacement and maintenance.

(a) After the initial twenty-four-month guarantee period when failing landscape materials will be replaced by the developer/contractor in conformance with this Article, the property owner shall be responsible for the replacement of any landscape materials that die. All replacement plant material shall be of the same type and size as the original material installed according to the approved landscape plan, or an equivalent replacement to be approved by the Director of Planning and Development Director.

(b) All materials included in the landscape treatment area shall be maintained in a manner resulting in a landscape consistent with the original intent and vision of accepted landscape plans. As an example, typical maintenance activities should include mowing, pruning, weeding, replacing mulch and any other practices required to maintain the aesthetic integrity of landscape areas.

Sec. 16-13-160. Plant materials lists.

(a) All installed trees and shrubs must be selected from the plant materials lists contained in Appendix C to this Code. Any annual or perennial flower or grass available through local nurseries may be incorporated into landscapes required by this Article.

(b) Trees and shrubs not included in these lists may also be installed at the discretion and approval of the Director of Planning and Development.

(c) replacement plant material shall be of the same type and size as the original material installed according to the approved landscape plan, or an equivalent replacement to be approved by the Director of Planning and Development Director.

Section 3. Section 16-3-405 of the Rifle Municipal Code is hereby amended to read as follows, with additions shown in **bold, double underlined text**, and ~~strike through language is deleted~~:

~~(a) All required open space and yards abutting a street must be landscaped for an average depth of fifteen (15) feet from the area closest to a street in accordance with Article XIII of this Chapter and all other applicable sections of this Code.~~

(a) ~~(b)~~ Driveways shall be situated at approximately right angles to the public right-of-way.

(b) ~~(c)~~ The Interstate 70 setback area must be effectively landscaped to screen outside storage areas and present the impression of low intensity land use. The landscaping shall be maintained in a "green and growing" condition and shall be reviewed as part of a site plan, subdivision or PUD application.

(c) ~~(d)~~ All structures shall be set back one hundred (100) feet from the centerline or fifty (50) feet from the right-of-way line of an arterial street, whichever is greater. Arterial streets are: Highway 13, Highway 13 Bypass and Highways 6 and 24.

(d) ~~(e)~~ Corner lots. The front yard shall be determined by the Public Works Director during building permit review or final plat review. The side yard adjacent local street shall have a minimum fifteen-foot setback; if the side yard is adjacent to a state highway or interstate, it shall maintain the front yard setback specified for the zone district.

(e) ~~(f)~~ Residential structures constructed prior to September 1, 1996, are exempt from compliance with the minimum yard setbacks. Any new construction, additions or changes associated with residential structures after September 1, 1996, shall be subject to the minimum yard setbacks, except as otherwise provided in this Code.

(f) ~~(g)~~ Caretaker/sleeping quarters units. Pursuant to this Code, caretaker and sleeping quarters units for shift workers are a permitted use in the Light Industrial and Industrial Zone Districts so long as the following conditions are met:

(1) No more than one (1) caretaker or sleeping quarters unit may be permitted per Industrial or Light Industrial Zone District lot.

(2) The purpose of the caretaker/sleeping quarters unit is to provide security and/or a sleeping area for shift workers employed by the on-site business. No more than two (2) employees of the on-site business may occupy a caretaker/sleeping quarters unit, and the occupants must be employed by the on-site business in security or other shift work incidental to on-site operations. The caretaker/ sleeping quarters unit may not house off-site employees of the business or any other occupants.

(3) The caretaker/sleeping quarters unit may be an attached unit in the building containing the onsite business or a detached structure, but in no case shall the unit exceed six hundred (600) square feet in size. Manufactured homes, mobile homes or movable trailer-type structures are not permitted.

Section 4. Article V of Chapter 7 of the Rifle Municipal Code is hereby repealed in its entirety and reenacted as follows:

ARTICLE V

Trees

Sec. 7-5-10. Definitions.

As used in this Article, the following terms shall have the meanings indicated:

Private trees means trees, shrubs, bushes and other wood-like vegetation located on private property, which may project or exist over or outside the property line.

Topping means the severe cutting back of limbs to stubs larger than three (3) inches in diameter within the tree's crown to such a degree so as to remove the normal canopy and disfigure the tree.

Street trees means trees, shrubs, bushes and all other wood-like vegetation which are found on City street rights-of-way existing between private property and the nearest adjacent paved street.

Sec. 7-5-20. Street Trees.

(a) Purpose and intent. The purpose of this section is to recognize that street trees are a benefit to the community through provision of shade, energy savings, enhancement of property

values, and beautification, and to ensure that care and maintenance of street trees is sufficient to preserve these benefits.

(b) Modification of Street Trees. It is a violation of this Article to remove, damage, injure, cut, top, paint, deface or kill any street tree except with approval of the Planning Commission. Requests to take any action relating to street trees may be made to the Planning Commission at a regular meeting. No public notice or application fee shall be required for the Planning Commission to hear such requests.

(c) Street tree maintenance. It is the responsibility of a property owner to maintain all street trees adjacent to such owner's property in a living state which prevents hazards to the public and neighboring properties. In addition, the following requirements apply:

(1) Pruning and clearance. The property owner adjacent to a street tree which overhangs any street, right-of-way, alley, lane, corner or any other public area within the City shall prune the branches of such street tree so that the branches shall not obstruct the vision of signage placed by the City or obstruct the view in the area near an intersection defined by Section 16-3-240(6) of this Code. There shall be a clear space of at least eight (8) feet above any sidewalk, and at least thirteen (13) feet above any street, alley or lane. Responsible property owners shall remove from street trees all dead, diseased or dangerous branches, or broken or decayed limbs which constitute a menace to the safety to the public, and shall bear the financial cost of removal. In the event that the City determines that a street tree requires pruning or clearance, the responsible owner will be notified of this fact in writing by the City Manager. Thereafter, the responsible owner shall prune the street tree or otherwise create clearance at her or his expense within sixty (60) days after receipt of such notice. In the event that the responsible property owner fails to prune the subject street tree or create clearance, the City shall have the authority to do the same and charge the costs of pruning or clearance to the responsible owner. Failure to make payment to the City within a reasonable time for such work by the City shall subject the responsible owner's adjoining property to all lien rights of the City.

(2) Protection of trees. During the construction or improvement of any structure, it shall be unlawful for any person to place material, machinery or soil deposits within three (3) feet of any street tree.

(d) The Planning Commission may approve removal or topping of a street tree if any of the following conditions exist:

(1) The street tree is an undesirable tree species as defined by the City Manager;

(2) The street tree is within the area near an intersection defined by Section 16-3-240(6) of this Code;

(3) The street tree has been determined by the City Manager to be dead, severely diseased, or hazardous to public safety; or

(4) The street tree interferes with or poses the potential of imminent interference with overhead utility lines.

(e) Street tree replacement. If a street tree is removed pursuant to Subsection (d) above, the adjoining property owner is responsible for planting a new tree within one hundred eighty (180) days of removal, and the new tree shall meet the standards set forth in Subsection (f) below. The new tree shall be not less than one (1) inch in diameter at the trunk measured two (2) feet above ground level. If it is not reasonably possible to meet all of the standards in this Subsection (e), the property owner shall be relieved of this requirement.

(f) Street tree planting standards. All street trees and the planting thereof must meet the following standards:

(1) A street tree must be a desirable tree species, as such are defined by the City Manager and kept for record at the City Hall;

(2) The trunk must not be located within ten (10) feet measured horizontally of any utility pole;

(3) The trunk must not be located within five (5) feet measured horizontally of any City water or sewer line or main. It is the responsibility of any party planting a street tree to contact the City to determine the location of such lines and mains;

(4) The trunk must not be located within the area near an intersection defined by Section 16-3-240(6) of this Code or within thirty (30) feet of any intersection; and

(5) The trunk must not be located within three (3) feet measured horizontally of the back of any City street curb or sidewalk located on City property.

(g) Nothing in this Article shall prevent the City, at its sole discretion, from assuming, on a temporary basis, the responsibility for the maintenance of street trees where the City has also assumed the responsibility for the maintenance of other landscaping.

Sec. 7-5-30. Trees on private property.

Upon approval of the Planning Commission, the City shall have the right to cause the removal of any tree on private property within the City, when such trees constitute a hazard to life and property or harbor insects or diseases which are a potential threat to other trees within the City. The owner will be notified in writing by the City Manager of any such tree removal decision. Removal will be done by the owner at her or his expense within sixty (60) days after receipt of notice regarding the removal decision. In the event there is a failure to comply with the notice, the City shall have the authority to remove such tree(s) approved for removal and charge the costs of removal to the responsible owner. Failure to make payment to the City within a reasonable time for such work by the City shall subject the responsible owner's adjoining property to all lien rights of the City.

Sec. 7-5-40. Penalty.

Any violation of the provisions of this Article is classified as a Class B municipal offense.

Section 5. Article VIII of Chapter 2 of the Rifle Municipal Code is hereby repealed in its entirety and reserved for future use.

INTRODUCED on December 17, 2014, read by title, passed on first reading, and ordered published as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado, held on January 7, 2015, passed without amendment, approved, and ordered published in full as required by the Charter.

Dated this ___ day of _____, 2015.

CITY OF RIFLE, COLORADO

BY: _____
Mayor

ATTEST:

City Clerk

DEPARTMENT OF PLANNING & DEVELOPMENT

202 Railroad Avenue, Rifle, CO 81650

Phone: 970-665-6490 Fax: 970-625-6268



MEMORANDUM

TO: CITY COUNCIL

FROM: HANNAH KLAUSMAN, PLANNER

DATE: DECEMBER 17, 2014

SUBJECT: TEXT AMENDMENT 2014-3
SIGN REGULATIONS

REQUEST

The applicant requests that City Council approve Text Amendment 2014-3 an amendment to the Rifle Municipal Sign Code, Chapter 16, Article 8, replacing it with the attached text, changing the sign regulations for the City.

Planning Commission recommended approval for Text Amendment 2014-3 on November 25th, 2014.

BACKGROUND

Staff has recently been reviewing the City of Rifle Sign Regulations. Frequent sign code violations, and a multitude of objections from local businesses in conforming to sign regulations prompted this review. In order to facilitate easier administrative interpretation and reduce staff time on repeated citations, staff recommends altering the sign code.

The proposed changes incorporate altering how total allowable square footage for signs is calculated, as well as accommodating types of signage previously prohibited, that can be integrated into a business's signage in a visually pleasing manner. Staff believes these changes will improve sign appearance and facilitate the adoption of less stringent regulations towards widely used and publicly accepted signage. In some circumstances, the code changes will do a better job of reining in signs that are less desirable.

In addition, staff recommends a text arrangement of Section 16-8 to provide a more user friendly version of the sign code. Reorganizing important sections toward the beginning of the code section creates a better understanding and less confusion by businesses. The proposed code is intended to promote identification of uses, but protect and enhance the character of the community.

Planning commission recommended some alteration to staff text suggestions including an addition allowing private light pole banners only for businesses with an outdoor sales component as well as a discussion regarding allowing temporary inflatable signs only during hunting season.

RECOMMENDATION

The Planning and Zoning Commission recommend that City Council APPROVE Text Amendment 2014-3.

CITY OF RIFLE, COLORADO
ORDINANCE NO. 19
SERIES OF 2014

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, REPEALING AND REENACTING THE SIGN CODE OF THE CITY OF RIFLE SET FORTH AT ARTICLE VIII OF CHAPTER 16 OF THE RIFLE MUNICIPAL CODE.

WHEREAS, Article VIII of Chapter 16 of the Rifle Municipal Code, the City of Rifle Sign Code, provides terms and conditions regarding the use, placement, and characteristics of signs within the City of Rifle (“City”); and

WHEREAS, City staff charged with interpreting and applying the Sign Code have recommended that the Sign Code be amended to improve its ease of interpretation and application by the City; and

WHEREAS, the City Council wishes to address the recommendations of the City staff by amending the Sign Code to improve its ease of interpretation and application.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Article VIII of Chapter 16 of the Rifle Municipal Code is hereby repealed in its entirety and reenacted as follows:

ARTICLE VIII
Sign Code

Sec. 16-8-10. Purpose and intent.

- (1) Recognize that signs are a necessary means of visual communication for the convenience of the public and for the benefit of individuals, businesses, government and other entities to convey information or advertising.
- (2) Provide a reasonable balance between the right of those concerned to identify businesses, services and other activities by the use of signs and the right of the public to be protected against the visual discord resulting from the unrestricted proliferation of signs and similar devices.
- (3) Provide flexibility within the sign review/approval process to allow for unique circumstances and creativity.
- (4) Limit signs to those which are accessory and incidental to the use on the premises where such signs are located.

(5) Protect the public from damage or injury caused by signs that are poorly designed or maintained and from distractions or hazards to pedestrians or motorists caused by the indiscriminate placement or use of signs.

(6) Encourage signs that are responsive to the aesthetics and character of their particular location, adjacent buildings and uses, and the surrounding neighborhood. Ensure that signs are compatible and integrated with the building's architectural design and with other signs on the property.

(7) Ensure that signs are appropriate and compatible with their location and site features, including but not limited to the street on which they are located, the orientation of the building on the site, surrounding buildings, surrounding neighborhood characteristics, the type of building on the site and landscaping.

(8) Bring nonconforming signs into compliance with these regulations.

Sec. 16-8-20. Scope and applicability.

(a) The provisions of this Article shall apply to the display, construction, erection, alteration, use, maintenance and location of all signs within the City. All signs displayed, constructed, erected or altered after the date of the adoption of the ordinance codified in this Article shall be in conformance with the provisions of this Article.

(b) Nonconforming signs. A sign existing on February 1, 2015 and not in compliance herewith shall be regarded as a nonconforming sign. A nonconforming sign may continue if the business or land use associated with the sign continues in operation and it is properly repaired and maintained, subject to the following requirements.

Nonconforming signs shall be brought into conformance with the Sign Code under the following circumstances:

(1) A nonconforming sign that is structurally altered, relocated or replaced shall comply with the sign code. Replacement of a sign face or sign text, if done without altering the sign structure, shall not constitute a structural alteration or replacement.

(2) Discontinued nonconforming signs. Whenever a business, industry, service or other use has been discontinued and has ended its operations, nonconforming signs and nonconforming sign structures pertaining to the use shall be removed by the property owner within ninety (90) days. Notice of violation shall be given to the property owner and (14) days will be given to remedy the violation, at which time the City may remove the signs. The City shall keep the sign in storage for thirty (30) days, during which they may be recovered by the owner only upon payment to the City for costs of removal and storage. If not recovered within the thirty-day period, the sign and supporting structure shall be declared abandoned and title shall vest with the City. The costs of removal and storage (up to thirty [30] days) may be billed to the owner. If not paid, the applicable costs may be imposed as a tax lien against the property from which the sign was removed.

(3) Sign maintenance. The owner of a sign and the owner of the premises on which such sign is located shall be jointly and severally liable to maintain signs, including any illumination sources, in neat and orderly condition and in a good working order at all times, and to prevent the development of any rust, corrosion, rotting or other deterioration in the physical appearance or safety of such signs. The City may inspect any sign governed by this Article and shall have the authority to order the painting, repair, alteration or removal of a sign which constitutes a hazard to safety, health or public welfare by reason of inadequate maintenance, dilapidation or obsolescence.

Sec. 16-8-30. Sign permits and administration.

(a) Sign permit required.

(1) A sign permit shall be required in order to erect, move, alter, reconstruct or repair any permanent or temporary sign, except signs that are exempt from permits in compliance with Section 16-8-70 below.

(2) On properties with more than one (1) primary use, a separate permit shall be required for signage for each individual use. See Paragraph 16-8-50(b)(2) of this Article for information on properties with multiple buildings or multi-use centers.

(3) Changing or replacing the copy on an existing lawful sign shall not require a permit, provided that the copy change does not change the size of the sign, or render the sign in violation of this Article.

(b) Application for a sign permit.

(1) Sign permit application requirements. Applications for sign permits shall be made in writing on forms furnished by the City staff. The application shall contain:

(2) The street address of the proposed sign structure;

(3) Names and addresses of the owner, sign contractor and erector;

(4) Legible site plans which include the specific location of the sign and setbacks to adjacent property lines and buildings;

(5) A detailed drawing indicating the dimensions, materials and colors of the proposed sign structure. A certification by a structural engineer may be required by the City staff for a freestanding or projecting sign;

(6) A graphic drawing or photograph of the sign copy;

(7) A description of the lighting to be used, if applicable;

(8) If the sign is to be located off the premises advertised, a written lease or permission from the property owner of the site on which the sign will be located; and

(9) Sign permit fee and plan check fee as established by the current fee schedule. The applicant shall pay all costs billed by the City relative to the review of the application.

a. Sign permit application certification of completion. Upon receipt of a sign permit application, the City staff shall either certify that the application is complete and in compliance of all submittal requirements or reject it as incomplete and notify the applicant in writing of any deficiencies.

b. Staff review and approval. When the City staff has determined the application to be complete, the City staff shall review the sign permit in accordance with the established review criteria and has the authority to approve, approve with conditions or deny the sign permit. Upon the City staff's approval of the sign permit, the sign permit and any building or electrical permits required for the sign shall be issued to the applicant.

c. Terms of approval. Once a sign permit has been issued, it shall be unlawful to change, modify or deviate from the terms or conditions of the approved permit without the consent of the City.

d. Provision of insurance. For freestanding signs, projecting signs and any sign that is located on or above public right-of-way, proof of public liability insurance must be provided.

(c) Interpretation. When it is required that an interpretation be provided for standards and regulations specified in this Article, said interpretations shall be made by the Planning Director.

Sec. 16-8-40. Sign design.

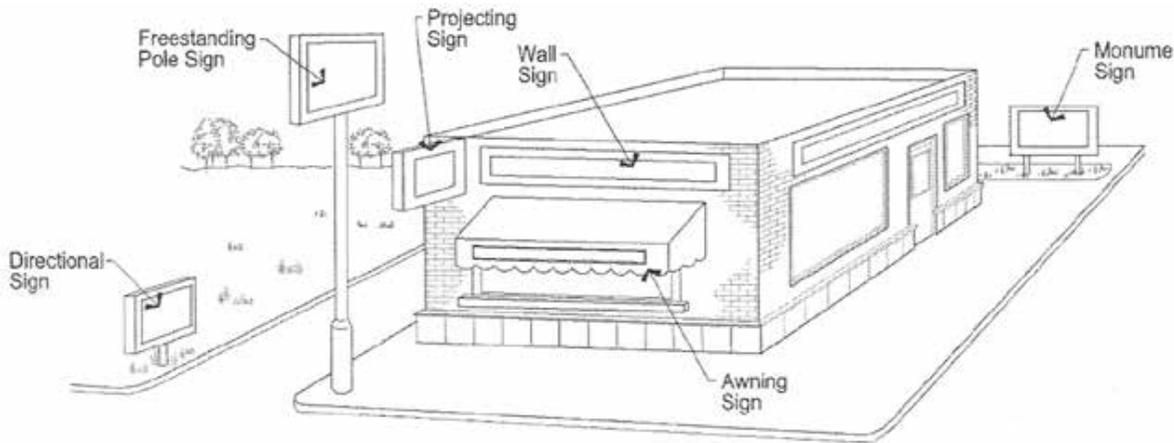
(a) Professional. Signs shall be made by a professional sign company or other qualified entity as determined by the Planning Director.

(b) Materials. Signs shall be constructed of durable, high quality architectural materials. The sign package must use materials, colors and designs that are compatible with the building facade. Sign materials must be of proven durability. Treated wood, painted metal, stone, brick and stucco are the preferred materials for signs.

Figure 16-8-1. Signs and architectural details.



Figure 16-8-2. Types of signs



Sec. 16-8-50. Sign standards by zoning district.

(a) The following are standards for signs in the LDR, MDR, MDR-X, EZ zoning districts:

<i>Type of Sign</i>	<i>Number of Signs</i>	<i>Maximum Area (sq. ft.)</i>	<i>Maximum Height</i>	<i>Lighting Types</i>	<i>Comments</i>
Awning/ Canopy or Wall			Limited to first story of building	Direct or indirect	Cannot project more than 12" beyond face of
Public or quasi-public uses	1 per street front	5% of building facade OR 25 sq. ft., whichever is less	unless second story has pedestrian access such as balcony	Lighting must be turned off from 11 pm to 6 am if within 500' of residential zone district	Cannot obstruct window, door or other architectural details
Multi-family complex	1 per street front	5% of building facade	Must be at least 8' above finished grade		Cannot extend above top of awning, canopy or building eave line
Legal existing nonconforming commercial	1 per street front or 1 per tenant	OR 25 sq. ft., whichever is less	Can be no more than 25' above grade		Signs located under a canopy or awning are considered suspended signs
Freestanding				Lighting must be turned off	Monument signs are only

				from 11 pm to 6 am if within 500' of residential zone district	freestanding signs permitted in residential zone districts Must be at least 8' from pavement Must be at least 4' from building
Public or quasi-public use	1 per street front	1 sq. ft. for each lineal foot of building frontage OR 25 sq. ft., whichever is less	8'	Direct or indirect	
Multi-family complex	1 per street front	1 sq. ft. for each lineal foot of building frontage OR 25 sq. ft., whichever is less	6'	Direct	
Legal existing nonconforming commercial	1 per street front or 1 per tenant	1 sq. ft. for each lineal foot of building frontage OR 25 sq. ft., whichever is less	8'	Direct or indirect	
Subdivision entrance	1 monument sign per entrance	25 sq. ft.	6'	Direct	
Group child care center	1	10 sq. ft.	6'	Unlighted	
Home occupation	1	1 sq. ft.	4'	Unlighted	
Projecting or Suspended Sign					Not allowed
Window Sign					
Legal existing nonconforming			Ground level only	Unlighted	Cannot exceed 25% of area of

commercial					window Posters for temporary (<30 days) events are exempt
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(b) Signs in the CBD, CS, TC, LI, I and PD zoning districts. See Chapter 16, Article 18 for additional standards for signs within the Central Business District.

(1) Properties or buildings with one (1) primary use and one (1) primary entrance are subject to the following guidelines:

<i>Type of Sign</i>	<i>Number of Signs</i>	<i>Maximum Area (sq. ft.)</i>	<i>Maximum Height</i>	<i>Lighting Types</i>	<i>Comments</i>
Awning/ Canopy or Wall	No maximum number of signs. The total area of all wall signage must not exceed Maximum Area calculation	1 sq. ft. per linear foot of building frontage facing a street. Add 30 square feet per additional use in multi-use buildings Central Business District: maximum 75 square feet	The lesser of 25' OR the top of first floor of structure Exception: wall signs above the first floor of a building may be used in place of a freestanding sign	Direct, indirect, or internal Lighting must be turned off from 11 pm to 6 am if within 500' of a residential zone district	Cannot project more than 12" beyond face of awning, canopy or building wall Cannot obstruct window, door or other architectural details Cannot extend above top of building eave line Signs located under canopy or awning are considered suspended signs
Freestanding					
Business, institution, government, multifamily, subdivision	1 per 1,500 feet of street frontage per lot OR 1 per street	The lesser of: 1 sq. ft. for each lineal foot of	Cannot exceed height of principal building	Direct, indirect or internal Lighting must be turned off	Must be at least 8' from pavement Must be at least 4' from building

<i>Type of Sign</i>	<i>Number of Signs</i>	<i>Maximum Area (sq. ft.)</i>	<i>Maximum Height</i>	<i>Lighting Types</i>	<i>Comments</i>
	frontage for corner and double frontage lots. Pole signs not permitted in the Central Business District; monument signs only	building frontage OR 170 sq. ft. on Airport Road and Hwy 13. 130 sq. ft. in all other areas.	OR 25 ft. whichever is less Exceptions: At least 20 feet permitted on Airport Road and Hwy 13	from 11 pm to 6 am if within 500' of residential zone district	On corner lots, maximum square footage must be shared if utilizing more than 1 sign For multi-tenant uses, 1 freestanding sign is permitted
Home Occupation	1	4 sq. ft.	6'	Unlighted	
Projecting or Suspended Sign	1 per building frontage	16 sq. ft.	Limited to first story of building unless second story has pedestrian access such as balcony Must be at least 8' above finished grade Can be no more than 25' above grade		If used in conjunction with awning/canopy or wall sign, size is calculated as part of total allowable area for awning/canopy or wall sign Must generally align with other projecting or suspended signs in same block Limited to 4-foot width
Window Sign		Cannot exceed 25% of area of window		Unlighted	Posters for temporary (<30 days) events are exempt
A-frames	1 per retail or restaurant	6 sq. ft.	48" tall; 24" wide	Unlighted	Subject to Chapter 11,

<i>Type of Sign</i>	<i>Number of Signs</i>	<i>Maximum Area (sq. ft.)</i>	<i>Maximum Height</i>	<i>Lighting Types</i>	<i>Comments</i>
	use in CBD only; business must be adjacent to City street				Article II, Encroachment Permits Must be removed during non-business hours May not be open/closed sign only

(2) Multi-use buildings and multi-building properties must create a sign program specific to that property according to the following guidelines.

- a. The sign program must be approved by the Planning Department and will be kept on file as a reference for reviewing sign applications within that development.
- b. Signage shall follow a similar theme throughout the project. This theme shall be based on the similar scale, size, height, shape and/or color.
- c. Individual uses may not have individual freestanding signs.

Sec. 16-8-60. Measurement of sign area and height.

(a) Sign surface area.

- (1) The area of a geometric shape enclosing any message, logo, symbol, name, photograph or display face shall be measured using standard mathematical formulas.
- (2) The computation of letters not attached to a surface or plane shall be made by determining the area enclosed within the smallest geometric figure needed to completely encompass all of the letters, words, insignias or symbols.
- (3) Time and temperature devices shall not be included within the measurement of maximum sign area.

(b) Sign support. Supporting framework or bracing that is clearly incidental to the display itself shall not be computed as sign area.

(c) Back-to-back (double-faced) signs. Back-to-back signs shall be regarded as a single sign only if mounted on a single structure, and the distance between each sign face does not exceed two (2) feet at any point.

(d) Three-dimensional signs. Where a sign consists of one (1) or more three-dimensional objects (i.e., balls, cubes, clusters of objects, sculpture), the sign area shall be measured as the maximum projection upon a vertical plane. Signs with three-dimensional objects that exceed a

projection of six (6) inches from the sign face may be approved in compliance with Section 16-8-100.

(e) Wall signs. If a sign is attached to a wall, only that portion of the wall onto which the sign face or letters are placed shall be calculated in the sign area.

(f) Sign height. The height of a sign shall be measured from the highest point of a sign to the ground surface beneath it. When berms are used in conjunction with signage, the height of the sign shall be measured from the mean elevation of the fronting street. See Figure 16-2 for examples of sign height measurement.

Sec. 16-8-70. Exempt signs.

(a) The types of signs listed herein are exempt from permit requirements of these regulations and may be placed in any zoning district subject to the provisions of these regulations.

(1) Common exempt signage including: building identification signs, incidental signs, landmark signs, addresses, vacancy and no vacancy signs, no trespassing signs (maximum size of 8 square feet), time and temperature signs (maximum size of 10 square feet), and changeable copy signs for church, school, civic uses, and theaters.

(2) Nonvisible signs. Signs that are not visible beyond the boundaries of the lot or parcel upon which they are located and/or from any public thoroughfare or right-of-way shall be exempt from the provisions of this Article.

(3) Art, architectural features, or religious symbols. Integral decorative or architectural features of buildings, and works of art, so long as such features or works in no way identify a product or business and do not contain letters, trademarks, moving parts or lights.

(4) Banners. Banners applied to paper, plastic or fabric used to decorate or attract attention to a business, activity or event, provided that:

a. The banner is displayed in conjunction with a special event for a period not to exceed thirty (30) days.

b. Banners are displayed no more than two (2) times per calendar year per location.

c. One (1) banner per street frontage per establishment shall be permitted.

d. Non-profit special event banners. Temporary special event signs and banners for religious, charitable, civic, fraternal or similar nonprofit or not-for-profit organizations shall be erected no sooner than thirty (30) days prior to and removed no later than seven (7) days after the event. No such sign shall exceed thirty-two (32) square feet. No such sign shall be illuminated.

(5) Banners on private light poles. Commercial banners may be displayed on privately-owned light poles, provided that:

- a. The business has an outdoor sales component such as auto/vehicle/equipment sales or other acceptable merchandise occurring outdoors.
 - b. One banner per light pole, or two if placed to mirror each other and total size not exceeding size requirements below.
 - c. Size is no greater than 8 feet in height and 6 feet in width.
 - d. At least 10 feet off the ground.
 - e. Consistent theme and professional design.
- (6) Construction signs. Temporary construction signs, provided that:
- a. Signs are limited to information regarding participating building contractors, subcontractors, professional firms, lending institutions and property owners.
 - b. Signs in conjunction with any single-family residential use shall not exceed eight (8) square feet each.
 - c. Signs in conjunction with all uses besides single-family residential shall have a maximum area of thirty-two (32) square feet each.
 - d. Only one (1) such sign oriented per street front per premises shall be erected. On corner lots, any two (2) such signs located on the same premises shall be located at least one hundred (100) feet apart as measured by using a straight line.
 - e. Such signs shall not be illuminated.
 - f. Such signs shall only appear at the construction site.
 - g. Such signs shall be removed within seven (7) days after completion of the project.
- (7) Decorations (holiday). Temporary decorations or displays, when such are clearly incidental to and are customarily and commonly associated with any national, state, local or religious holiday or celebration; provided that such signs shall be displayed for not more than sixty (60) days in any one (1) year and may be of any type, number, area, height, location, illumination or animation.
- (8) Flags. Government and nongovernment flags, provided that they do not display commercial logos.
- (9) Garage, estate, yard sale or farm auction. Signs which advertise a private garage or yard sale on the lot on which the sign is located; provided that such signs are displayed no more than twice per year per dwelling unit. The sale sign is limited to four (4) square feet per face of sign area. It may be installed not more than seven (7) days prior to the sale, and it must be removed not later than two (2) days after the sale.
- (10) Hunting season signs. Temporary signs and banners intended to attract attention of seasonal hunters, provided that:
- a. Signs are only permitted between August 1 and December 1 each year.

b. Signs must be placed on the same premises of the business or activity for which they are displaying information.

c. No such sign shall exceed sixteen (16) square feet.

d. No such sign shall be illuminated or animated.

e. Inflatable signs may be used for a maximum of five (5) days during hunting season.

(11) Notice boards and other governmental notices. Notice boards for public or religious institutions or other uses as approved by City staff and primarily intended for pedestrians.

(12) Political signs. Political signs displayed on private property in accordance with an official election or signs erected on behalf of candidates for public office, provided that:

a. Residential district signs shall not exceed three (3) square feet per face or six (6) square feet total.

b. In commercially zoned locations, the maximum sign area shall be ten (10) square feet for each sign face, or twenty (20) square feet total.

c. Such signs shall be placed no closer than eight (8) feet from the nearest pavement edge.

d. All such signs may be erected no sooner than sixty (60) days in advance of the election for which they were made.

e. The signs are removed within seven (7) days after the election for which they were made.

f. The property owner upon whose land the sign is placed shall give written permission for the placement of said signs and will be responsible for violations.

(13) Real estate sign. Properties being offered for sale, lease or development may have temporary signage, subject to the following limitations:

a. For individual residential and commercial lots, one (1) sign is permitted per lot. The maximum sign area shall be six (6) square feet for each sign face. The maximum height shall be five (5) feet.

b. For residential and commercial major subdivisions, one (1) sign is permitted per subdivision. The maximum sign area shall be thirty-two (32) square feet for each sign face. The maximum height shall be eight (8) feet.

c. Each shall be limited to two (2) sign faces.

d. Signs must be located on the lot or subdivision being advertised. Such signs shall be placed no closer than eight (8) feet to the property line or nearest pavement edge or sidewalk, whichever is closer. Placement shall also conform to the City's site distance triangle requirements.

e. No more than three (3) temporary directional signs advertising a specific planned commercial or mixed use development, subdivision, multi-family development, etc., may also be permitted off-site. Each such sign may have a maximum area of four (4) square feet and shall be placed outside all existing rights-of-way.

- f. All signs advertising lots for sale or lease shall be removed no later than seven (7) days after the closing or signing of a lease agreement.
 - g. All signs advertising subdivisions shall be removed after seventy-five percent (75%) of lots have sold within an advertised subdivision.
 - h. No sign allowed under this Subsection shall be lighted.
- (14) Strings of light bulbs. Displays of string lights, provided that:
- a. They are decorative displays which only outline or highlight landscaping or architectural features of a building.
 - b. They are steady burning, clear, noncolored bulb lights. No blinking, flashing, intermittent changes in intensity or rotating shall be permitted unless in conjunction with holiday decorations.
 - c. They shall not be assembled or arranged to convey messages, words, commercial advertisements, slogans and/or logos.
- (15) Vehicular signs. Signs displayed on trucks, buses, trailers or other vehicles which are being operated or stored in the normal course of a business, such as signs indicating the names of the owners or businesses which are located on moving vans, delivery trucks, rental trucks and trailers and the like, shall be exempt from the provisions of these regulations, provided that the primary purpose of such vehicles is not for the display of signs, and provided that they are parked or stored in areas appropriate to their use as vehicles.

Sec. 16-8-80. Prohibited signs.

The following signs are inconsistent with the purposes and standards in this Article and are prohibited in all zoning districts:

- (1) Animated signs. Signs with flashing, rotating, blinking or other illuminating or animating devices that have a changing brightness or intensity or color; or signs with movement, animation or apparent movement. This includes signs with optical illusion of movement by means of a design which presents a pattern capable of reversible perspective, giving the illusion of motion or changing of copy. Time and temperature signs and barber poles less than three (3) feet in height are exempt from this prohibition.
- (2) Signs in the right-of-way. Any sign, other than a traffic control sign, erected, constructed or maintained within, over or upon the right-of-way of any road or highway.
- (3) Roof signs.
- (4) Signs confused with traffic control devices. Any sign whose size, location, movement, content, coloring or manner of illumination may be confused with or construed as a traffic control device, sign or signal, when in fact, it is not a traffic control device, sign or signal.

- (5) Off-premises signs. Any off-premises advertising sign or any other sign not pertinent and clearly incidental to the permitted use on the property where located, except for temporary subdivision directional signs, directional real estate signs and political signs, and except for signs permitted in Section 16-8-90.
- (6) Signs emitting any sound or noise.
- (7) Searchlights or beacons.
- (8) Inflatable signs. Inflatable figures, shapes or mascots or tethered balloons **except during hunting season for five (5) days.**
- (9) Signs of nonpermanent material. Fabric signs, flags, pennants or banners when used for commercial advertising purposes, except as permitted in this Article.
- (10) Electronic message boards. Electronic message boards except governmental signs.
- (11) Signs for vacated or abandoned entities. Any sign (together with its supporting structure) now or hereafter existing which, ninety (90) days or more after the premises have been vacated, advertises an activity, business, product or service no longer produced or conducted upon the premises upon which such sign is located. If the sign or sign structure is covered or the identifying symbols or letters removed, an extension of time may be granted by the Building Official upon good cause for such extension being shown. (This provision shall not apply to permanent signs accessory to businesses which are open only on a seasonal basis, provided that there is clear intent to continue operation of the business).
- (12) Signs on natural features. Any sign painted on rocks or other natural features or terrain, unless approved by the City Manager.

Sec. 16-8-90. Off-premises signs.

Off-premises signs, are generally prohibited, except for those specific types of signs listed in this Section.

- (1) Business district identification signs. A business district identification sign is an off-premises sign for the identification of a specific business district or center identified in the Comprehensive Plan or a business improvement or redevelopment area approved by the Planning Commission. Business district signs shall not:
 - a. Interfere with pedestrian or vehicular safety;
 - b. Detract from the pedestrian quality of the surrounding area; or
 - c. Add to an over-proliferation of signs on one (1) property or in one (1) area.
- (2) Church and civic club off-premises signs. A church or civic club off-premises sign is an off-premises sign intended to direct people to the church or civic club and/or state meeting dates and times. Such signs shall not:

- a. Interfere with pedestrian or vehicular safety;
- b. Detract from the pedestrian quality of the surrounding area;
- c. Add to an over-proliferation of signs on one (1) property or in one (1) area;
- d. Be allowed for any organization that has not proven nonprofit status;
- e. Measure more than four (4) square feet; or
- f. Number more than five (5) for any organization.

Sec. 16-8-100. Creative signs.

(a) Purpose. This Section establishes standards and procedures for the design, review and approval of creative signs. The purposes of this creative sign program are to:

(1) Encourage signs of unique design and that exhibit a high degree of thoughtfulness, imagination, inventiveness and spirit; and

(2) Provide a process for the application of sign regulations in ways that will allow creatively designed signs that make a positive visual contribution to the overall image of the City, while mitigating the impacts of large or unusually designed signs.

(b) Applicability. An applicant may request approval of a sign permit under the creative sign program to authorize on-site signs that employ standards that differ from the other provisions of this Article but comply with the provisions of this Section.

(c) Approval authority. A sign permit application for a creative sign shall be subject to approval by the Planning Commission.

(d) Application requirements. A sign permit application for a creative sign shall include all information and materials required by the City, and the filing fee based on the same fee schedule as a building permit.

(e) Design criteria. In approving an application for a creative sign, the Planning Commission shall ensure that a proposed sign meets the following design criteria:

(1) Design quality. The sign shall:

a. Constitute a substantial aesthetic improvement to the site and shall have a positive visual impact on the surrounding area;

b. Be of unique design and exhibit a high degree of thoughtfulness, imagination, inventiveness and spirit; and

c. Provide strong graphic character through the imaginative use of graphics, color, texture, quality materials, scale and proportion.

(2) Contextual criteria. The sign shall contain at least one (1) of the following elements:

- a. Classic historic design style;
 - b. Creative image reflecting current or historic character of the City.
 - c. Symbols or imagery relating to the entertainment or design industry; or
 - d. Inventive representation of the use, name or logo of the structure or business.
- (3) Architectural criteria. The sign shall:
- a. Utilize and/or enhance the architectural elements of the building; and
 - b. Be placed in a logical location in relation to the overall composition of the building's facade and not cover any key architectural features/details of the facade.

Sec. 16-8-110. Definitions.

For purposes of this Article, the following words are defined as follows:

Abandoned sign means an unused or abandoned sign that meets any of the following criteria:

- a. A sign that identifies an establishment, products or services that no longer exist or are no longer provided on the premises where the sign is located.
- b. A sign that identifies a time, event or purpose which has passed or no longer applies.
- c. A sign that is vacant of copy.

A-frame sign means a sandwich-board-type sign typically used in front of a business for advertising purposes.

Area means the area of a geometric shape enclosing any message, logo, symbol, name, photograph or display face and shall be measured using standard mathematical formulas. See Section 16-8-60 for detailed computation information.

Awning sign means a sign that is painted, stitched, sewn or stained onto the exterior of an awning. An awning is a movable shelter supported entirely from the exterior wall of a building and composed of nonrigid materials except for the supporting framework.

Banner means a sign of flexible fabric, plastic, paper or similar material that is mounted to a pole or a building by wires, ropes or other temporary methods. Flags shall not be considered banners.

Beacon means a rotating or moving source of light.

Building frontage means the horizontal linear dimensions of that side of a building that abuts a street, parking area, mall or other circulation area open to the general public. Where more than one (1) use occupies a building, each such use having a public entrance or main window display shall be considered to have its own building frontage, which shall be the front width of the portion of the building occupied by that use.

Building identification sign means a nonilluminated sign constructed of metal or masonry or other permanent material which is permanently affixed to a building or structure for the purpose of identifying the name of a building, date of erection or other incidental or historical information, as approved by City staff.

Canopy sign means a sign that is permanently affixed to a roofed shelter attached to and supported by a building, by columns extending from the ground or by a combination of a building and columns. A marquee is not a canopy sign.

Changeable copy sign means a sign or part of a sign with characters, letters or illustrations that can be changed or rearranged on the surface of the sign. A sign on which the message changes more than eight (8) times per day shall be considered an animated sign and not a changeable copy sign.

Commercial message means wording, logo, or other representation that, directly or indirectly, names advertises, or calls attention to a business, product, service or other commercial activity.

Courtesy sign means a nonilluminated or indirectly illuminated sign which identifies, as a courtesy to customers, items such as credit cards accepted, redemption stamps offered, menus or prices.

Façade means the front of a building, including entries, parapets and rooflines, especially the principal face.

Face means the surface of a sign upon, against or through which the message is displayed, illustrated or illuminated.

Fence sign means a sign mounted or attached on a fence.

Flag, government means a device composed of flexible cloth, plastic or other similar material that displays local, state or federal emblems, seals or colors.

Flag, nongovernment means a device composed of flexible cloth, plastic or other similar material that displays nongovernment emblems, business or corporate logos, symbols or illustrations.

Freestanding sign means a sign that is supported by one (1) or more columns, uprights, poles or braces extended from the ground, or which is erected on the ground, and shall also include a monument sign and a pole sign but does not include a sign attached to a structure.

Government sign means a sign erected by government or government agencies for regulatory and informational purposes.

Holiday decorations means temporary decorations, strings of lights or displays clearly incidental to and customarily associated with any state, local or religious holiday.

Illuminated sign means a sign lighted by or exposed to artificial lighting or illumination.

Illumination, direct means lighting by means of an unshielded light source (including neon tubing) which is effectively visible as a part of the sign, where light travels directly from the source to the viewer's eye.

Illumination, indirect means lighting by means of a light source directed at a reflecting surface in a way that illuminates the sign from the front, or a light source that is primarily designed to illuminate the entire building facade upon which a sign is displayed. Indirect illumination does not include lighting which is primarily used for purposes other than sign illumination; e.g., parking lot lights or lights inside a building that may silhouette a window sign but are primarily installed to serve as inside illumination.

Illumination, internal means lighting by means of a light source that is within a sign having a translucent background, silhouetting opaque letters or designs, or which is within letters or designs that are themselves made of a translucent material.

Incidental sign means a sign, generally informational, that has a purpose secondary to the use of the zone lot on which it is located, such as "no parking," "entrance," "loading only," "telephone" and other similar directives. No sign with a commercial message or logo shall be considered incidental.

Landmark sign means a non-illuminated sign constructed of metal, masonry or other permanent material that is permanently fixed to a building or structure for the purpose of identifying a historic structure, historic place, significant event, personal memorial or other similar feature.

Lot frontage means any boundary line of a parcel of land that coincides with the right-of-way or street.

Monument sign means a freestanding sign where the entire bottom of the sign is affixed to the ground, not to a building.

Multi-use building means a building with multiple uses, each with an individual entrance. Note that a single business that includes multiple uses within one building, such as an auto sales office AND a vehicle service center, may be considered a multi-use building.

Nonconforming sign means a sign which was lawfully erected, altered, moved or maintained under previous sign codes and received a valid sign permit but does not conform to the provisions of this sign code nor has been subsequently granted a variance from the sign code.

Off-premises sign means any sign which is placed on a parcel of land other than that upon which the use, event or activity is located.

On-premises sign means any sign directly pertaining to an existing permitted use, event or activity on the property upon which said sign is located.

Pennant means a lightweight plastic, fabric or other material, whether or not containing a message or any kind, suspended from a rope, wire or string, usually in a series.

Permanent sign means a sign that is permanently fixed or attached to the ground or a structure, or any sign that is intended to be displayed on a continuing and ongoing basis for more than ninety (90) days.

Political sign means a noncommercial sign that either displays a message conveying political or ideological views or supports a specific political candidate or ballot item for election.

Portable sign means a sign not permanently attached to the ground or other permanent structure, or a sign designed to be transported, including but not limited to: signs designed to be transported by means of wheels; signs converted to A- or T- frames; menus and sandwich board signs; umbrellas used for advertising; and signs attached to or painted on vehicles parked and visible from the public right-of-way, unless said vehicle is used in the normal day-to-day operations of the business.

Premises means the physical location occupied by the business or activity being conducted.

Projecting sign means a sign attached to a building and extending in whole or in part more than six (6) inches beyond the surface of the building to which the sign is attached.

Residential sign means any sign located in a district zoned for residential uses that contains no commercial message, except advertising for goods and services legally offered on the premises where the sign is located.

Roof sign means a sign erected and constructed upon or over the roof or parapet of a structure or building.

Sign means any object, device, display or structure which is used to advertise, identify, display, direct or attract attention to an object, person, institution, organization, business, product, service, event or location by any means, including words, letters, figures, designs, symbols, fixtures, colors, motion, illumination or projected images.

Street sign means an official sign erected by a government entity or subdivision developer in order to identify a street name.

Suspended sign means a sign suspended from the underside of a horizontal plane surface (such as ceiling, canopy, portico or soffit) and is supported by such a surface.

Temporary sign means a sign that is used only temporarily and is not permanently fixed to the ground or a structure.

Time and/or temperature sign means a sign intended to display time and temperature information for a limited period of time and capable of being viewed from any public right-of-way, parking area or neighboring property.

Vehicular sign means a sign displayed on a truck, bus, trailer or other vehicle.

Vending machine sign means a sign on a vending machine identifying products therein.

Wall sign means a sign painted on, incorporated into or affixed to the building wall that extends no more than six (6) inches from the wall or surface upon which it is attached, and whose display surface is parallel to the face of the wall on which it is attached or displayed.

Window sign means a sign that is displayed in, applied or attached to a window or that can be read through the window from the public right-of-way.

Section 3. This Ordinance shall become effective February 1, 2015.

INTRODUCED on December 17, 2014, read by title, passed on first reading, and ordered published as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado, held on January 7, 2015, passed without amendment, approved, and ordered published in full as required by the Charter.

Dated this ___ day of _____, 2015.

CITY OF RIFLE, COLORADO

BY: _____
Mayor

ATTEST:

City Clerk