

Minutes of the Town of Marble  
Regular Meeting of the Board of Trustees  
March 4, 2021

- A. Call to order & roll call of the Regular Meeting of the Board of Trustees – Mayor Ryan Vinciguerra called the meeting to order at 7:00 p.m. Present: Tim Hunter, Larry Good, Ryan Vinciguerra, Josh Vogt, and Emma Bielski. Also present: Ron Leach, Town Administrator and Terry Langley, minutes.
- B. Approve previous minutes – Larry Good made a motion to approve the minutes from the Feb. 4, 2021 meeting. Tim Hunter seconded and the motion passed unanimously.
- C. Mayor’s comments – Ryan reported that, due to Covid restrictions, the meeting is limited to 25 participants and that number has been reached. He asked that citizens not on the agenda or having something to bring before the board voluntarily give up their seat to late arrivals who do. Tim Hunter reported that former mayor, Bob Leone died recently. He will be missed.
- D. Lead King Loop working group report, Ron – The next LKL working group conference call will be on Mar. 9 2021. Ryan explained that the group started over a year ago. Corinne Truesdale gathered data all summer and has submitted her report. The group includes representatives from Gunnison County, the Forest Service, the community of Crystal, the town of Marble and the County Sheriff. Emma said that the committee is looking for photographs of the road in the past to provide some documentation on the erosion impact. Ron said they can be sent to townofmarble.com. Alex Menard spoke to an immediate ban on ATVs on County Road 3. He listed such things as increasing numbers, dust issues, and loss of property value. He further stated that this is the only county road that allows ATVs and that Pitkin County would be happy to help craft a ban as they have experience in banning ATVs and developing enforcement and that the county commissioners are willing to do this. He asked for the board members to send a letter to the county commissioners, stating they are not opposed to an ATV ban. Jason Rusby spoke to the fact that there are two agencies, the county and the Forest Service, each with jurisdiction over their sections of the road. He also stated that there are other factors including residents that need to access their property, payment for enforcement and that there are county roads that allow ATVs. Richard Wells said that controlling what happens in town should be the focus as that is the only thing the town has jurisdiction over. John Armstrong said that the Crystal Valley Environmental Protection Association (CVEPA) supports the ban. He knows it will be expensive due to the need for enforcement and that it will be contested. Linda Adams spoke to the fact that banning ATV use from Beaver Lake to Daniel’s Hill does not go far enough and allowing trailer parking in the town sends a mixed message. Amber McMahill stated that the town is not ignoring this issue and that the working group is collaborating. She spoke to continuing the work that is being done by the LKL working group. Rob Anderson has a house in Crystal and his wife is on the LKL group. He feels that the ban is a jump start to solving the problem. There has been an increase in hikers as well as ATV use. He thinks all vehicles could be banned with some exceptions or permits. Brent Compton spoke to taking folks who cannot hike that far and local residents who enjoy ATVing into consideration. Ryan said these are all things the group is aware of and is working on. Ryan does not feel we have the infrastructure in place to support a ban at this time. Josh Vogt asked if Corinne’s report is publicly available and, if not, can it

be made available. Ron said that the report was received a week ago and it will be on the website. He further said that the working group will continue even if there is a ban and it is valuable in that it provides a forum for the different entities to communicate. He recommends talking with the county about their feelings in regard to a ban. Discussion of the parking plan followed. Emma Bielski commented that she feels that council has been unjustly accused of not doing anything and that she personally has been accused of not caring about the problem. This is a complicated problem that will necessitate a complicated, layered solution. She feels there needs to be a plan of some sort for this summer. She recommends working to change state laws. She feels a ban should be put to a vote of the citizens of Marble. A possible solution of days for hikers and equestrians was mentioned. Tim Hunter spoke to the dramatic increase of usage over the last five years and that things that have helped are the speed bumps and signage. There are citizens who are opposed to an ATV ban. He recommends a ballot issue on the November ballot. Discussion ended with no motions.

- E. OWTS study up-date, Mark Chain – Mark explained that the old town site had lots that were 25’ wide. This is common in many communities in Colorado but that many of those have town water and sewage systems. There is a requirement of 20,000 square feet (1/2 acre) for a septic in town. Newer subdivisions/areas have a one-acre requirement. Septic system regulations allow for aggregate lots as long as they are 20,000 sq. ft. There should be a merger agreement in these cases. He went through 262 properties and there are 3-4 merger agreements. They may be merged for such things as tax purposes or to conform to OWTS regulations. They started with a list of land owners and information. Next, they expanded the information to include county records concerning lot size, septic information, water source, year built, square feet of structure, and more. He looked at all 262 parcels in town and where it corresponded on the map. He found 40 residential lots in town smaller than 20,000 square feet. Josh stated that there does not seem to be a way to stop the creation of non-conforming lot by dividing parcels. Discussion followed. Mark stated that a merger agreement is required in the code and there are some recorded. Due diligence in the application process should identify these and the merger agreement can be created. Ron said that the data would be more refined for the April meeting. Tim mentioned the need for a decision in regard to repairs.
- F. Land Use Issues
  - a. Virginia Goodrich building permit application, Virginia - Virginia and Bruce Goodrich would like to build on their property across Carbonate Creek. Andrew Schoon is their contractor. This house is 975 square foot. They will have French drains and berms for flood mitigation. They have their OWTS permit and it is being reviewed. They are within the codes concerning distance from the creek.
  - b. Marble/Marble land use agreement, new property, Ron – This is a first draft for use of the two new lots by Marble/Marble. Kendall recommends that it not include “use forever”. They will ask Kendall for clarification of the termination clause. Josh also asked about the town requirements that are listed as being a permanent responsibility. Ron explained that these were bullet points included with the GOCO grant. Emma requested time to go over the plan with the parks committee, particularly in regard to the merge of the property. Emma made a motion to approve the

agreement. There was no second. She retracted the motion. Emma asked about the time line and the plan for the implementing merging the park and property and for fulfilling the grant requirements. There will be a meeting with representatives from the trustees, the park committee and the Marble Symposium set to discuss the agreement.

G. Administrator Report, Ron

a. Current bills & balances January 7, 2020, Ron – The bills to be paid are listed on page 18. Larry Good made a motion to pay the bills as listed. Emma Bielski seconded and the motion passed unanimously.

b. Discussion of possible board retreat, Ron – Ron will set up a retreat meeting at the Redstone Inn, March 16, 2021 at 6 p.m.

c. Discussion Continuity of government 2021 – Plans are to open the campground, the Hub and to hold MarbleFest subject to change depending on Covid numbers state and county regulations.

H. Old Business

a. Parks Committee report, Amber – Brent Compton reported that they will be taking and sending minutes of their meetings. The MarbleFest committee has been meeting the 15<sup>th</sup> of each month. Emma asked about getting bands into MarbleFest.

b. Marble Fest Committee report, Richard – Richard said the committee is going to listen to music and decide on what bands will be invited. Dates for MarbleFest are Aug. 14-15, 2021. Housing for bands is limited. Sound will be a higher cost this year. Brent asked for a deadline of July 1 to decide if it can happen due to Covid concerns. Tim asked about staff for traffic control, accommodations, camping at the ice rink for musicians, mask mandate and social distancing. Ryan asked that they let the locals know so that they can comment. Brent said they are working on fund raising and he will share the ideas with the trustees. Amber presented more information concerning the costs of the stage improvements. She was asked to get more detail concerning the work already completed.

I. New Business –

a. Ron will explore a meeting with the county commissioners.

b. Tim suggested work on the fence by repurposing the fence to be taken down around the new property. Richard hoped to use that material for work in the park.

J. Adjourn – Josh Vogt made a motion to adjourn. Emma Bielski seconded and the motion passed unanimously. The meeting was adjourned at 10:34 p.m.

Respectfully submitted,

Terry Langley