

**RESOLUTION OF THE TOWN COUNCIL OF BASALT, COLORADO, AUTHORIZING
BUTCH DARDEN TO VEND CHRISTMAS TREES ON PUBLIC PROPERTY UNTIL
DECEMBER 25, 2014, ON THE FORMER RECYCLE CENTER PROPERTY
LOCATED AT MIDLAND SPUR AND TWO RIVERS ROAD**

**Town of Basalt, Colorado
Resolution No. 64
Series of 2014**

RECITALS

The Town of Basalt has received a request from Butch Darden to vend Christmas trees on the former recycle center site at the corner of Midland Spur and Two Rivers Road.

Whereas, the Town believes the selling of Christmas Trees could add to the vitality of downtown Basalt.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN
OF BASALT, COLORADO:**

Section 1. The Town Council hereby grants permission for Butch Darden to vend Christmas trees until December 25, 2014 on the former recycling center site at the corner of Two Rivers Road and Midland Spur pursuant to Town Code Section 6-14, *Temporary Vendor Use of Public Property and Right-of-Way*.

Section 2. That the Town Council approval be conditioned on the Applicant complying with conditions of approval to be imposed by the Town's Technical Review Committee (TRC) and the BDBA.

Section 3. That Butch Darden, be responsible for the ongoing maintenance of the property during such period and be in compliance with all Town, County, and State regulations. The Applicant shall not prepare food on the site as regulated by the Eagle County Health Department as there are not water utilities to the site that can be used during the winter. However, the Applicant may prepare and serve hot chocolate and cider as an accessory to vending Christmas trees.

Section 4. The Town Council directs the Town Manager to enter into a seasonal lease with the Applicant for use of the site during the winter as approved by the TRC and the BDBA.

Section 5. The Applicant shall provide a site plan for final review and approval by the Town's TRC prior to delivering trees to the site. The site plan shall address typical site plan requirements to make the site functional as a temporary use and satisfy the Town's green principles. The site plan shall also indicate that customers are expected to park

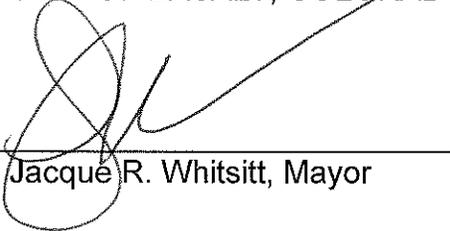
on Midland Spur or Two Rivers Road and not on the former recycling center property or the trail. Additionally, in evaluating the site plan, the TRC will establish hours of operation.

RESOLUTION NO. 64 SERIES OF 2014, IS HEREBY ADOPTED by a vote of 5 to 0 this 28th day of October, 2014.

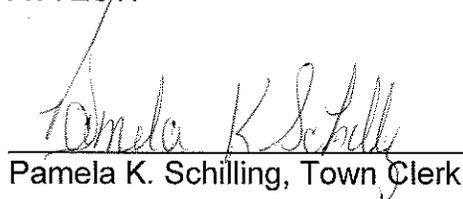
TOWN OF BASALT, COLORADO

ATTEST:

by



Jacqué R. Whitsitt, Mayor



Pamela K. Schilling, Town Clerk

