

Application Fee \$400.00

TOWN OF SNOWMASS VILLAGE
ANNUAL TEMPORARY USE PERMIT
APPLICATION

For a temporary use permit the Town of Snowmass Village (TOSV) considers activities of a temporary or short-term nature that provide or facilitate an overall benefit to the community or further an official policy or objective of the Town, such as temporary activities of a civic, educational or cultural nature or entertainment oriented activities.

Annual Temporary Use Permit. An annual temporary use permit may be issued to any short-term use not allowed as a use by right, or as an accessory use or special review use in the particular zone district where the use is proposed, or that involves the construction of any structure, provided the individual activity or event lasts for a period of time in excess of ten (10) days, but not to exceed one (1) year.

GENERAL DATA REQUIREMENTS

Name of Applicant:	Date:

Address:	

Phone:	Fax:

Name of Representative (if different than applicant):	

Address:	

Phone:	Fax:

Event:	

Date and Hours of Operation:	

Property Owner:	

If the applicant is to be represented by an agent, a letter signed by the applicant granting power of attorney to the agent shall be submitted, authorizing the agent to represent the applicant and stating the representative's name, address and phone number.

PROVIDE A WRITTEN DESCRIPTION OF THE PROPOSED TEMPORARY USE

PROVIDE THE FOLLOWING ADDITIONAL INFORMATION

1. **Legal Description.** The legal description and street address, if such exists, of the parcel(s) on which the temporary use is proposed to occur.

2. **Disclosure of Ownership.** A certificate from a title insurance company or attorney licensed in the State which shall set forth the names of all owners of property included in the application. If the applicant is not the landowner, then the applicant shall present evidence to show approval of the landowner for the particular use.
3. **Insurance.** The applicant shall provide proof that a general liability insurance policy in the amount of one million dollars (\$1,000,000) will be in effect for the proposed temporary use and that the Town will be named as an additional insured party in the policy. The applicant shall also submit an executed indemnity and hold harmless agreement indemnifying the Town in writing against all claims, expenses or damages for injury to any person or property, directly or indirectly, as a result of the particular activity and to hold the Town harmless for any injury, expense, claim or damage to the applicant.
4. **Vicinity Map.** An eight and one-half inch by eleven inch (8 ½" x 11") vicinity map locating the subject parcel(s) within the Town of Snowmass Village.
5. **Site Drawing.** A drawing illustrating the characteristics of the site and surrounding area that are pertinent to the application, including its location, significant natural and man-made features, with particular attention to natural hazards, resources or other special areas of concern, the size and accessibility of the site and surrounding development and land use.
6. **Other Maps.** All other maps required for the application shall be prepared at a scale of one inch equals one hundred feet (1" = 100') or larger, on sheets no larger than thirty inches by forty-two inches (30" x 42). If it is necessary to place information on more than one (1) sheet, an index shall be included on the first sheet. Report-size versions of all maps, reduced to a sheet size of no greater than eleven inches by seventeen inches (11" x 17"), shall also be submitted.
7. **Notice of Traffic Disruption.** Should the event involve major disruptions in normal traffic flow, the applicant shall provide evidence as to how bring the event will be brought to the attention of the general public, specifically outlining the areas where any rerouting will occur.
8. **Liquor License.** Evidence that a liquor license or any other necessary Town application has been submitted to the Town Clerk, whenever applicable.
9. **Base Fee.** The application shall be accompanied by the applicable base fee from the Building and Planning Department's fee schedule. The applicant shall reimburse the Town for such amounts in excess of the base fee as determined by the Planning Director. The reimbursement to the Town by the applicant shall be due and payable within fifteen (15) days of the date of billing.

NO APPLICATION WILL BE PROCESSED UNTIL ALL REQUIRED INFORMATION IS PROVIDED

REVIEW STANDARDS

An application for a temporary use permit shall comply with the following standards. Please address these standards in the space provided below:

1. **Use Shall Be Appropriate.** The proposed temporary use shall be appropriate in the particular location, taking into consideration the nature of the use, its relationship to surrounding land uses and its impact with respect to environmental, social and economic matters.

2. **Use Shall Comply With Policies and Regulations.** The proposed temporary use shall comply with the Town's adopted policies and regulations, and shall not violate any applicable state, county or federal laws.
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3. **Applicant's Skills and Experience.** The applicant shall demonstrate that he possesses the requisite skill and experience to ensure that the particular activity will be conducted in a safe and orderly manner.
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4. **Written Approval.** The applicant shall obtain written approval from all reviewing agencies having jurisdiction over the proposed temporary use.
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REVIEW PROCEDURE

1. **Pre-Application Conference.** Attendance at a pre-application conference is optional prior to submission of an application for an annual temporary use permit. The topics of discussion at the pre-application conference may include:
- A. **Use and Timing.** The nature of the use in question and the time frame for which the temporary use permit is proposed to be in effect.
 - B. **Site Characteristics.** Physical characteristics of the site and surrounding area that will influence the determination of the suitability of the site for the proposed temporary use.
 - C. **Applicable Provisions.** The provisions of this Section that apply to the proposal, including the applicable review procedures, submission requirements and review standards.
 - D. **Emergency Plans.** Provisions and plans for dealing with potential emergency
 - E. **Water and Sanitation.** Necessity for and availability of drinking water and sanitary facilities.
 - F. **Food and Beverage Service.** If food and beverage service is to be provided, a plan to provide such services and evidence of other necessary approvals or licenses.
 - G. **Parking and Transportation.** A parking and transportation plan and the necessity for police assistance.
 - H. **Admissions Schedule.** A rate, fee or admissions schedule for all or a portion of the activity, if applicable.
 - I. **Unique Concerns.** Any other concerns unique to the particular activity.
2. **Submission of Application.** The applicant shall submit this application to the Planning Department.

3. **Staff Review of Application**
4. **Action By Decision Making Body.** A complete copy of the application shall be forwarded to the decision making body, together with a copy of the staff review.

Annual Temporary Use Permit. For an annual temporary use permit, the Planning Commission shall review the application, considering the review standards, and shall make its recommendations to the Town Council. Public notice that the Town Council will consider the application shall be given by publication and posting of notice, pursuant to Section 16A-5-60 (b), Manner and Timing of Notice. The Town Council shall hold a public hearing to consider the application. The public hearing shall be conducted pursuant to Section 16A-5-70(b), Conduct of Public Hearing. The Town Council shall consider all relevant materials and testimony, shall consider the review standards, and shall, by resolution, approve, approve with conditions or deny the application.

CONDITIONS OF APPROVAL

1. **Disruptions in Traffic.** Should the event involve major disruptions in normal traffic flow, the applicant shall bring notice of the event to the attention of the general public. Said notice shall specifically outline the area where any rerouting will occur.
2. **Liquor License.** Should the event involve obtaining a liquor license, the applicant shall comply with all applicable Town liquor license requirements.
3. **Other Considerations.** Such other considerations as may be necessary, including but not limited to, provisions for a damage or clean-up deposit, additional fees, hours of operation, sanitation requirements, traffic control, parking, transportation and provisions for utility service.

ACTIONS SUBSEQUENT TO APPROVAL

1. **Appeal of Administrative Temporary Use Permit.** A decision by the Planning Director concerning an application for an administrative temporary use permit may be appealed, pursuant to the provisions of Section 5-170 of the Code. The appeal shall be referred to Town Council, which shall consider the manner pursuant to Section 5-170 (D) of the Code.
2. **Changes or Modifications.** Any proposed changes or modifications to an approved temporary use permit may be approved by the Planning Director, provided such changes or modifications are insubstantial in nature and are generally consistent with the original approval. All other proposed changes shall require repetition of the procedures for obtaining the temporary use permit.
3. **Expiration.** An administrative temporary use permit shall expire at the conclusion of the event or activity for which it was granted, and shall not be extended or continued.
4. **Penalties.** Violation of any term or condition of an annual or an administrative temporary use permit by the permittee, its agents or employees, shall subject the permittee to the penalties set forth in Section 1-72 of the Municipal Code. In addition, where probable cause exists to suspect that a violation of any term or condition of a temporary use permit will pose a threat to public health, safety or welfare, the Chief of Police is hereby authorized to revoke a temporary use permit and to require that any activity authorized thereby ceases and desists immediately.