

TOWN OF PITKIN
SPECIAL MEETING
Newcomb Community Center

April 17th, 2017 at 6:45 PM

1. **CALL TO ORDER**/Roll Call - Mayor Rachel New called the meeting to order at 6:45 p.m.

Trustees Eddy Balch, Ralph Bush, Chris Nasso, Cory Nasso and Brad Wick were present. Minutes taken by Clerk Sara Gibb.

2. **Discuss and vote on changes to OWTS complaint hearing resolution (Resolution 2017-3)**

Trustee Cory Nasso pointed out that there is no opportunity for abatement or opportunity for the property owner to fix the issue prior to a hearing. The way the OWTS complaint procedure is currently written goes straight to a hearing. He believes complaints should be addressed by the Board at the next Town meeting regardless of the initial finding. He thinks the property owner should not be the only party to request a hearing. The Health Board should also be able to call a hearing.

Mayor Rachel New pointed out that an OWTS violation is an ordinance violation and should be treated as such. The complaint procedure should be used and would need to be edited to allow for reporting an OWTS violation. The Health Board will assume there is a violation unless there is abatement or a hearing requested by the property owner.

Three options: not a valid complaint, valid and abated/compliance (reported and becomes Town record), valid and no abatement/non-compliance. Hearing protocol is initiated when complaint procedure has been followed and there is non-compliance.

Change to 1. To include intermediary step, Change to 4. Discusses hearing

Trustee Brad Wick wonders if the complaint procedure be referenced in the resolution. He also noted that this should be applied to every ordinance.

3. **Local Board of Health**

Discuss and vote on a hearing date for complaint against 724 State Street. Motion that the complaint from Mr. Reed be addressed on June 6th made by Chris Nasso. Seconded by Eddy Balch. Motion carried 4-1. Trustee Brad Wick cast the nay vote. Hearing scheduled for June 6th at 7:00 p.m.

The Board of Health received a letter from the Garetsons requesting a hearing date of June 1st or later. Trustee Brad Wick suggested a date before May 23rd or after June 5th.

Ramon Reed would like the meeting to be set as soon as possible. His attorney will call the State tomorrow if the hearing is not set within the month. It will be requested that the State hold the hearing.

Trustee Cory Nasso would like to accommodate both parties involved in the hearing.

Trustee Chris Nasso pointed out that the State has asked for updates on this and other matters by June 30th. The hearing can be held in early June and information can be sent to the State within the time frame that they requested.

Meeting adjourned at 7:13 p.m.

The next regularly scheduled meeting will be held Tuesday, May 9th at 7:00PM at the Pitkin Town Hall. Council meetings are scheduled to adjourn at 9:00PM. At the council's discretion agenda item(s) not addressed by this time will be tabled until the next regular meeting.

Approved minutes, ordinances, resolutions, future agendas, and other Town of Pitkin public notices can be found at pitkincolorado.com under "Government" or at pitkin-news.com under "Pitkin's Government."

To add an item to the agenda, please submit it in writing to the Town Clerk at thetownofpitkin@g.com no less than **48 hours** before the next regularly scheduled meeting. If the requested agenda item has supporting documentation it must be submitted no less than five (5) days before the next scheduled meeting.

**Public comment to the Board of Trustees is encouraged. Public comments on agenda items will be taken by the Mayor before final action on the item is taken. Comments may be limited at the mayor's discretion*