

HUERFANO COUNTY BUILDING AUTHORITY BOARD AGENDA

July 18, 2024 at 3:00 PM Commissioners Meeting Room - 401 Main Street, Suite 309, Walsenburg, CO 81089

Office: 719-738-3000 ex 200 | Fax: 719-738-3996

Join via Google Meet: meet.google.com/jtn-scsu-ecp | Meeting ID: jtn-scsu-ecp

- 1. PLEDGE OF ALLEGIANCE
- 2. ROLL CALL
- 3. MINUTES REVIEW
 - a. Minutes From June 2024 Meeting
- 4. APPOINTMENTS
- 5. NEW BUSINESS
 - **a.** BP-24-101 Fortney-Alder Alternative Build
 - **b.** Carolyn Youngers-Contractor's License Refund
- 6. OLD BUSINESS
 - a. Update on Spanish Peaks Inn
 - **b.** Update J & O Roofing
 - **c.** Update Timberline Custom Builders
 - d. Update Keith Parsons-Turkey Ridge Follow-up
- 7. DISCUSSION
- 8. ADJOURNMENT
- 9. UPCOMING MEETINGS
 - a. HCBA Meeting August 1, 2024



HUERFANO COUNTY BUILDING AUTHORITY BOARD MINUTES

June 06, 2024 at 3:00 PM Commissioners Meeting Room - 401 Main Street, Suite 309, Walsenburg, CO 81089

Office: 719-738-3000 ex 200 | Fax: 719-738-3996

Join via Google Meet: meet.google.com/jtn-scsu-ecp | Meeting ID: jtn-scsu-ecp

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Meeting started at 3:04 pm.

1. PLEDGE OF ALLEGIANCE

2. EnterTextHere

3. ROLL CALL

Present was Chairperson Mary Norby

Board Members: Bruce Allen, Frank Kirkpatrick, and Ryan Gies (via google)

Guests in the audience:

Michelle Glenn

William Tanner

Guests on Google:

Heather from the Best Western Rambler

Minesh Patel

Rajesh Patel

Kasie Smith (Briefly then left from Adept Solutions)

4. MINUTES REVIEW

a. May 16, 2024 Minutes

Motion made by Bruce Allen and second by Ryan Gies to approve the minutes. Motion passed three yea and one abstain.

5. APPOINTMENTS

6. NEW BUSINESS

a. Michelle Glenn-

Motion made by Bruce Allen and second by Frank Kirkpatrick to approve a foundation permit for the alternative build and bring back to the HCBA the plans for the inside of the building and the roof. Motion passed unanimously.

b. Everything Evergreen-

Motion made by Bruce Allen and second by Ryan Gies to approve the Building Permit BP 24-067 once double the permit fee is needed. Double the permit fee which is \$398.18. Motion passed unanimously.

c. Bob Sleeper-

Motion made by Frank Kirkpatrick and second by Bruce Allen for a one year extension on BP 20-056, with a six month update of progress to the HCBA.

d. Engineer Fraud

Kyla presented the investigation and research on the fraud going on with the engineer stamp. HCBA appreciated the research and presentation by Kyla and would like to keep informed as this progresses.

7. OLD BUSINESS

a. Patel-

No motion made, HCBA Board would like the fence posts to be placed no more than 10 feet apart and have this done no later than Wednesday June 11, 2024. The Patel's need to be in contact with the HC Building Department with updates.

b. J&O Roofing-

No new information to report to HCBA at this time.

c. Tanner

Motion made by Frank Kirkpatrick and second by Bruce Allen to allow Mr. Tanner to apply for a Building Permit under the 2015 I.R.C. codes for a remodel with the cost of materials, have an engineer look at the foundation and give his report to the HC Building Department prior to obtaining the Building Permit.

8. DISCUSSION

Mary read the resignation letter from Bruce Allen resigning from the Huerfano County Building Authority Board effective June 30th, 2024, as he is moving out of state. (Thank you for being a part of our Board).

Discussion about taking Board Member Lynette Bushaw off of the HCBA as she had not been attending HCBA meetings or being in contact with HC Building Department. What is the process to remove from the HCBA Board.

9. ADJOURNMENT

Motion made by Frank Kirkpatrick and second by Bruce Allen to end the meeting at 5:04pm. Motion passed unanimously.

10. UPCOMING MEETINGS

Item 5a.

Huerfano County Land Use Department 401 Main Street, Suite 304, Walsenburg, CO 81089

Office: 719-738-1220, Ext. 103

To Request an Inspection: 719-738-1220, Ext. 104



BUILDING PERMIT APPLICATION

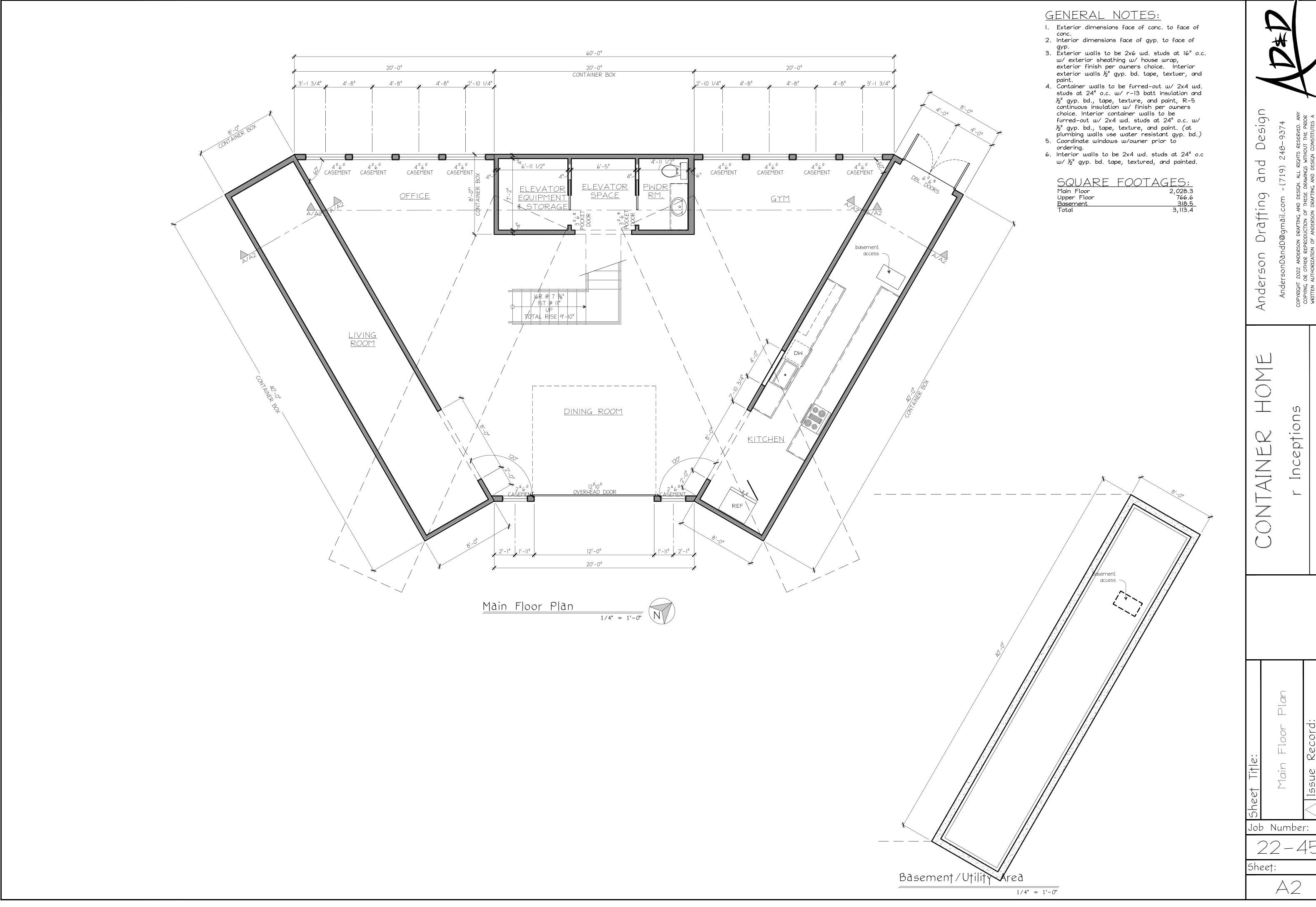
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Name FORTNEY, SHANNON & JAMES AL Address 1 1411 HWY 50 W #1033 Address 2 Address 3 Address 4 PUEBLO State/Zip CO 81008 0000	395-224 TO 228 4	Z-EAGLE FLAT
A 7	VALUES-ASSD LAND	TAXABLE EXEMPT 383
Anlys 000 Tax/Dst 150 Zone Exempt Late Filing Advrt Y I ACRES: Master Legal Value 00000003969 000 3969 CHANGES	e	383 \$ 14508 Exemption N. #
Parcel On 11/15/2023 By COHUPTON Name On 11/15/2023 By COHUPTON Values On 05/27/2009 By ELISHA Legal On 06/24/2022 By COHUPTON	CMD1-Value Change CMD3-Both Changes CMD22-Abort Entry	CMD2-Legal Change CMD4-Sales Change HELP-More Details

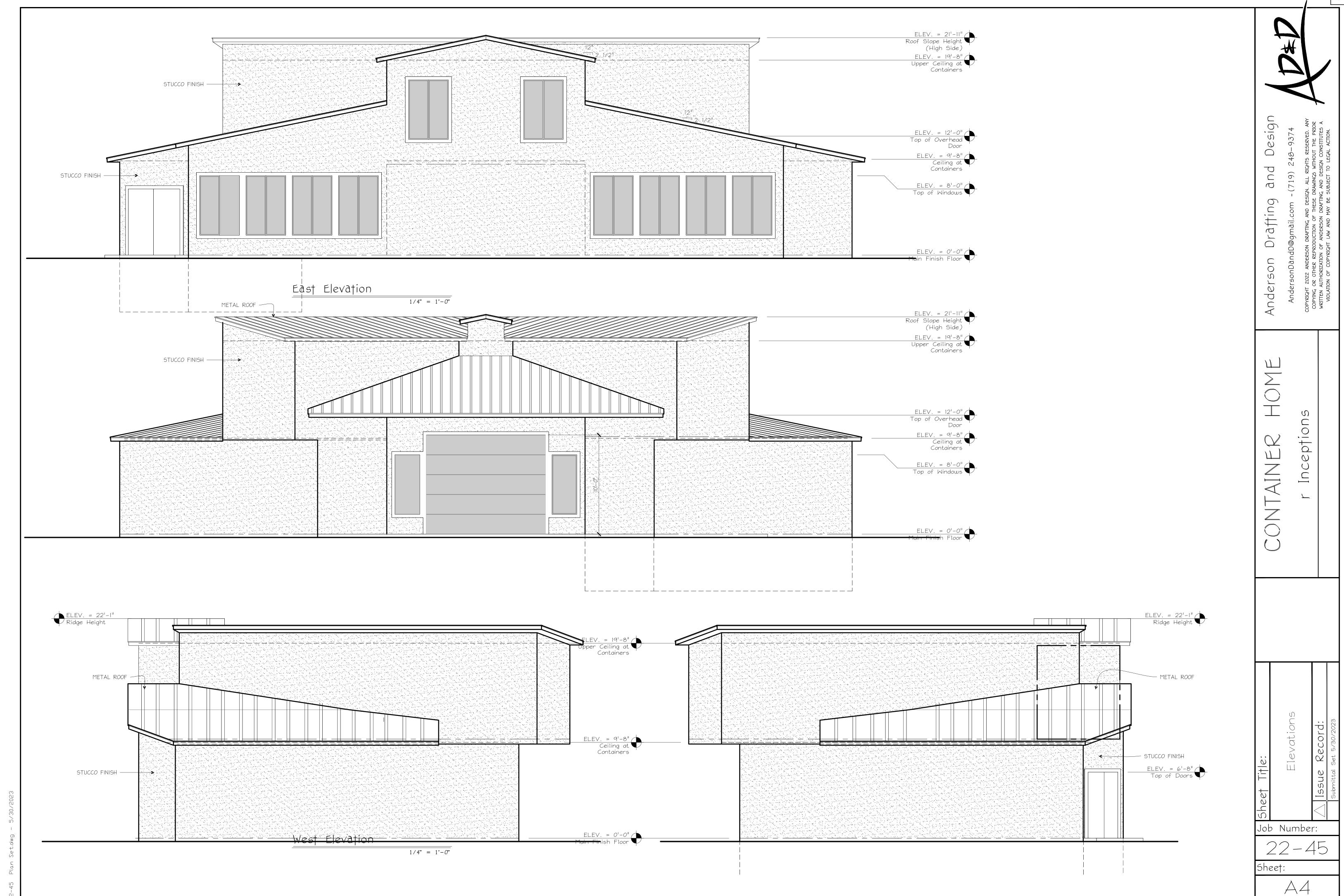
PROPERTY INFORMATION: PROPERTY OWNER: James Alder OWNER ADDRESS:1411 Hwy 50 W., Pueblo, CO 81008 ASSESSOR SCHEDULE: PROPERTY ADDRESS: To be Determined PROPERTY AREA:39.7 acres BUILDING FOOTPRINT AREA:2,028.3 Sq.Ft. Design LEGAL DESCRIPTION:LOT 16. EAGLE FLAT RANCES, FILING NO. 2, WITHIN POTION OF THE SI/2 OF SECTION 12 TOWNSHIP 27 S, RANGE 68 W OF THE 6TH PRINCIPAL MERIDIAN. HUERFANO COUNTY, CO SQUARE FOOTAGES:

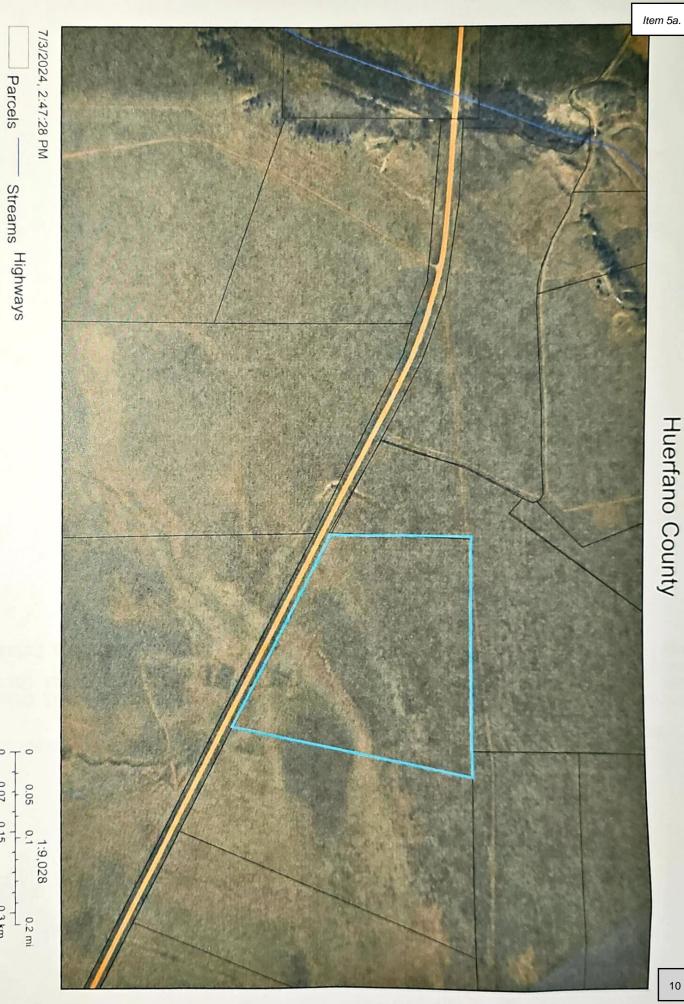
Main Floor 2,028.3
Upper Floor 766.6
Basement 318.5
Total 3,113.4 and affing NEW RESIDENCE -823'-4 1/2" GRAVE; DROVE nder pțiol Job Number: Overall Site Plan 1:100 Sheet: SCALE= 1:100

6



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0.15

0.3 km

Parcels

primary

Huerfano County Regional Building Authority Board 401 Main Street, Suite 304 Walsenburg, Colorado 81089 719-738-1220, Ext. 103



PROPERTY OWNER / BUILDER LIABILITY FORM

The Huerfano County Regional Building Authority Board (HCRBA) allows for the issuing of building permits to property owners. Owners should carefully consider the liabilities and responsibilities they will be accepting under the HCRBA Contractor Licensing and Building Code Regulations.

By signing this document, the property owner understands and accepts the following:

1. It is the responsibility of the building permit applicant to ensure all subcontractors hold at a minimum a current Type "D" license approved by the HCRBA, with the exception of State Licensed Electricians, Plumbers, and Manufactured Home Set persons.

Failure to do this may result in the issuing of a Stop Work Order.

Please note: The Town of La Veta requires state licensed contractors to register with the Town before performing any work.

- 2. It is imperative that owners ascertain subcontractors have the required insurance in place to protect their investment. Please contact your insurance agent for guidance with this very important subject matter.
- 3. The property owner acting as a Permit Applicant is responsible for correcting all code deviations as required, including the work done by subcontractors.
- 4. It shall be the duty of the permit applicant to cause the work to remain accessible and exposed for inspection purposes. Neither the building official nor the jurisdiction shall be liable for expenses entailed in the removal or replacement of any material required to allow inspection.

Shannon Fortney James L. Ald

Property Owner(s) Name (please print)

Property Owner(s) Signature

7/8/24 Date

Building Inspectors: File original form with project file. A copy should be provided to the property owner.

International Residential Code (IRC) 2015 Edition, (and IRC 2021). 2. Dead Loads:

A. Floors . . 15 psf (20 psf at trusses) B. Roof.

Live Loads: A. Floors

pressure of 1,500 psf.

B. Roof (snow). . 35 psf C. Wind . . 115 mph, Exposure 'C'

Foundation: A. The structure shall be founded on spread footings placed on a minimum 48" of structural fill with a maximum bearing

B. Refer to soil report 23-0167, dated April 24, 2023 (prepared by A Better Soil Solution) for additional information.

C. Foundation walls are designed to be supported at the top and bottom by floor construction. Walls shall not be back filled until such floors are in place.

D. Minimum frost depth of footings shall be 34" (top of finished grade to bottom of footing). Field verify all top of footing elevations.

Concrete: A. Concrete has been designed and shall be constructed in accordance with the American Concrete Institute "Building Code Requirements for Structural Concrete" (ACI 318). All concrete shall be of stone aggregate, unless noted otherwise. Minimum 28 day compressive strength shall be: (1) Slabs 4000 psi

(2) All other concrete 3000 psi B. Reinforcing shall be new billet steel ASTM A615, grade 60, except bars to be welded shall be ASTM A706, grade 60. Provide corner bars to match all horizontal reinforcing. Provide (2) # 5 around all openings in concrete and extend bars 24" past edges of openings.

C. Lap Splices shall be Class B. Use the following lap lengths, U.N.O.: (1) No. 6 bars and smaller:

a. 57 bar diameters for 3,000 psi concrete. b. 50 bar diameters for 4,000 psi concrete.

D. Reinforcing placement: Provide chairs, standees, additional reinforcement, and accessories necessary to support reinforcement at position shown. Support of reinforcement on form ties, brick, or other unacceptable material will not be allowed.

E. Minimum concrete cover: (1) Concrete cast against and permanently exposed to

(2) Concrete exposed to earth or weather: a. #6 bar and larger . b. # 5 bar and smaller . 1.5 inches (3) Concrete not exposed to earth or weather . . . 3/4 inches F. Anchor rods (Anchor bolts) shall be grade 36, conforming

to ASTM F1554, and shall have a minimum concrete embedment of 7" with a 2" hook, unless noted otherwise. G. Exterior slabs/sidewalks shall be 4" thick (minimum) reinforced with 6x6-W1.4xW1.4 w.w.f.

Steel: A. Structural steel shall be detailed and erected in accordance with the American Institute of Steel Construction Specifications and Code of Standard Practice. Minimum yield strength: 50 ksi for square/rectangular HSS (ASTM A500, GR. C)

50 ksi for wide flange members (ASTM A992) 36 ksi for all other members (ASTM A36)

B. Connections: (1) Unfactored connection capacities are noted on drawings. Use standard framed beam connections meeting the requirements of the "Manual of Steel Construction-ASD" latest edition. Use 3/4" diameter, A325-N bolts, minimum, snug-tightened; or ASTM F1852 tension-control (TC) bolts.

(2) Minimum welds per AISC Specification and AWS D1.1, not less than continuous 3/16" fillet, E70XX electrodes, unless noted otherwise. Welding of reinforcing to embeds shall be done to develop 1.5 times the yield strength of the reinforcing.

C. Headed Anchor Studs (H.A.S.): (1) Shall conform to AWS D1.1 and shall be automatically end

welded in the shop. (2) Shall be Nelson H4L or equal.

D. Column base plates that require grout shall bear on nonshrink grout. 7. Wood:

A. Framing lumber shall be (U.N.O.): (1) Studs Hem-fir Stud grade (2) Headers Hem-fir # 2 (3) Joists/Rafters Hem-fir # 2

B. Wood construction shall be in conformance with the "National Design Specification for Wood Construction", and Chapter 23 of the IBC. C. Simpson Strong-Tie connectors are specifically required to meet the structural calculations of these drawings. All nail holes shall be filled to produce the maximum hanger capacity. See Simpson for solid web blocking behind certain hangers

that bear on steel beams. (1-800-999-5099) D. Stainless steel (or galvanized) connectors, fasteners and

anchors shall be used with preservative-treated woods. E. Exterior walls shall be fully sheathed with 7/16" oriented

strand board (O.S.B.), or approved equivalent. F. Plywood web joists and Versa-lam LVL (2.1E - noted V.L. on plans) shall be manufactured by Boise Cascade, or approved equivalent. Joists and beams shall not be modified without the written consent of the Structural Engineer.

G. Roof trusses shall be designed by a registered professional engineer (Colorado). Truss deflections shall not exceed:

Total load: L/180, nor 1 inch. Live load: L/240, nor 3/4 inch. Calculations and shop drawings bearing the seal and signature of the design engineer shall be reviewed by the Structural Engineer prior to truss fabrication. Shop drawings shall show location of all trusses, connection plate capacity, and the size and grade of lumber used. Truss manufacturer shall provide blocking and bridging as required for stability, and bearing blocks if needed. Truss supplier shall provide all hangers and connectors needed.

8. Intermodal Shipping Containers: A. Shall be designed and tested in accordance with ISO Standard 1496, Series 1 Freight Containers - Specification and Testing.

9. Drawing Coordination:

A. Dimensions on these Structural drawings shall be verified with

B. DRAWINGS SHALL NOT BE SCALED. Written dimensions shall

the Architectural drawings and any discrepancy shall be

C. Shop drawings shall be prepared and drawn by the fabricator.

Copying these drawings for shop drawing use will not be

D. Any and all material substitutions shall be approved by the

E. Valentine Engineering's electronic or digital seal or signature

is effective only to that version of this document as originally

responsible for any subsequent modification, corruption, or

unauthorized use of such document. To verify validity or

published by Valentine Engineering. Valentine Engineering is not

applicability of the seal or signature, contact Valentine Engineering.

brought to the Architect's attention.

take precedence over scaled measurements.

Structural Engineer prior to construction.

B. Shall meet the provisions of Section 3115 of the 2021 IBC. C. Shall bear an existing data plate containing the following: 1. Manufacturer's name or identification number

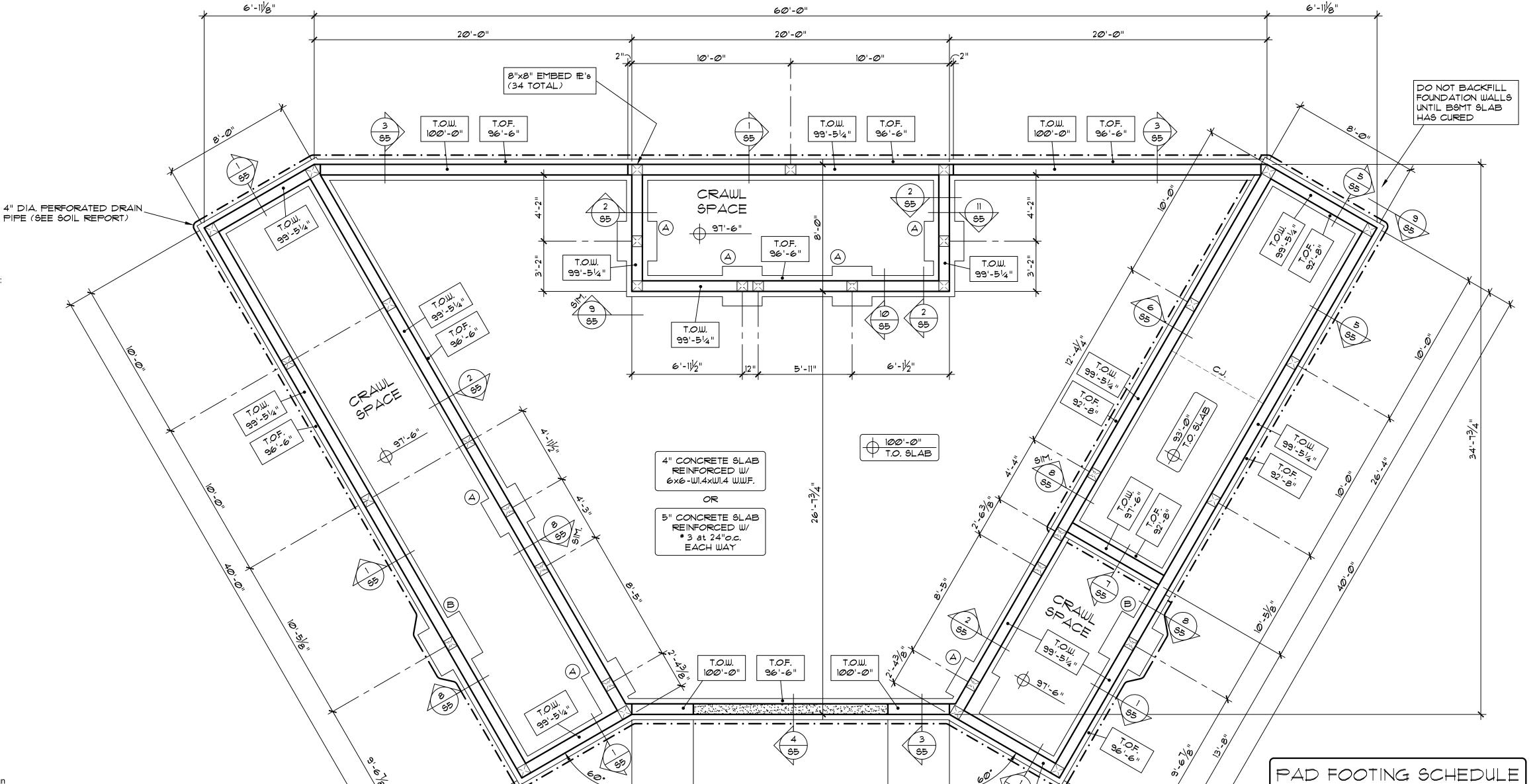
2. Date manufactured 3. Safety approval number

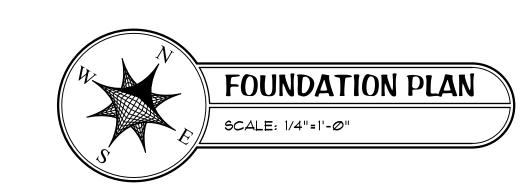
4. Identification number

5. Maximum operating gross mass or weight (lbs) 6. Allowable stacking load for 1.8 G (lbs) 7. Transverse racking test force (Newtons)

8. Valid maintenance examination date D. Under-floor ventilation: the space between the bottom of the floor joists and the earth, except spaces occupied by basements and cellars,

shall be provided with ventilation in accordance with Section 1202.4. E. Field verify ALL noted dimensions and sizes relating to containers prior to construction.





12'-3"

20'-0"

33'-101/4"

3'-101/2"

6'-11/8"

3'-10/2"

6'-11/8"

NOTES: A) PROVIDE I" DEEP CONTROL JOINTS IN SLABS (14'-0"o.c. MAX.) B) SEAL CRAWL-SPACES W/ CLASS I VAPOR RETARDER.

FIELD VERIFY ALL DIMENSIONS AND ELEVATIONS RELATING TO CONTAINERS PRIOR TO CONSTUCTION

REINFORCEMENT

(3) # 5 EACH WAY

(4) # 5 EACH WAY

MARK

SIZE

2'-6" × 2'-6" × 10"

3'-Ø" × 3'-Ø" × 1Ø"



SIDENC R E ORTNE

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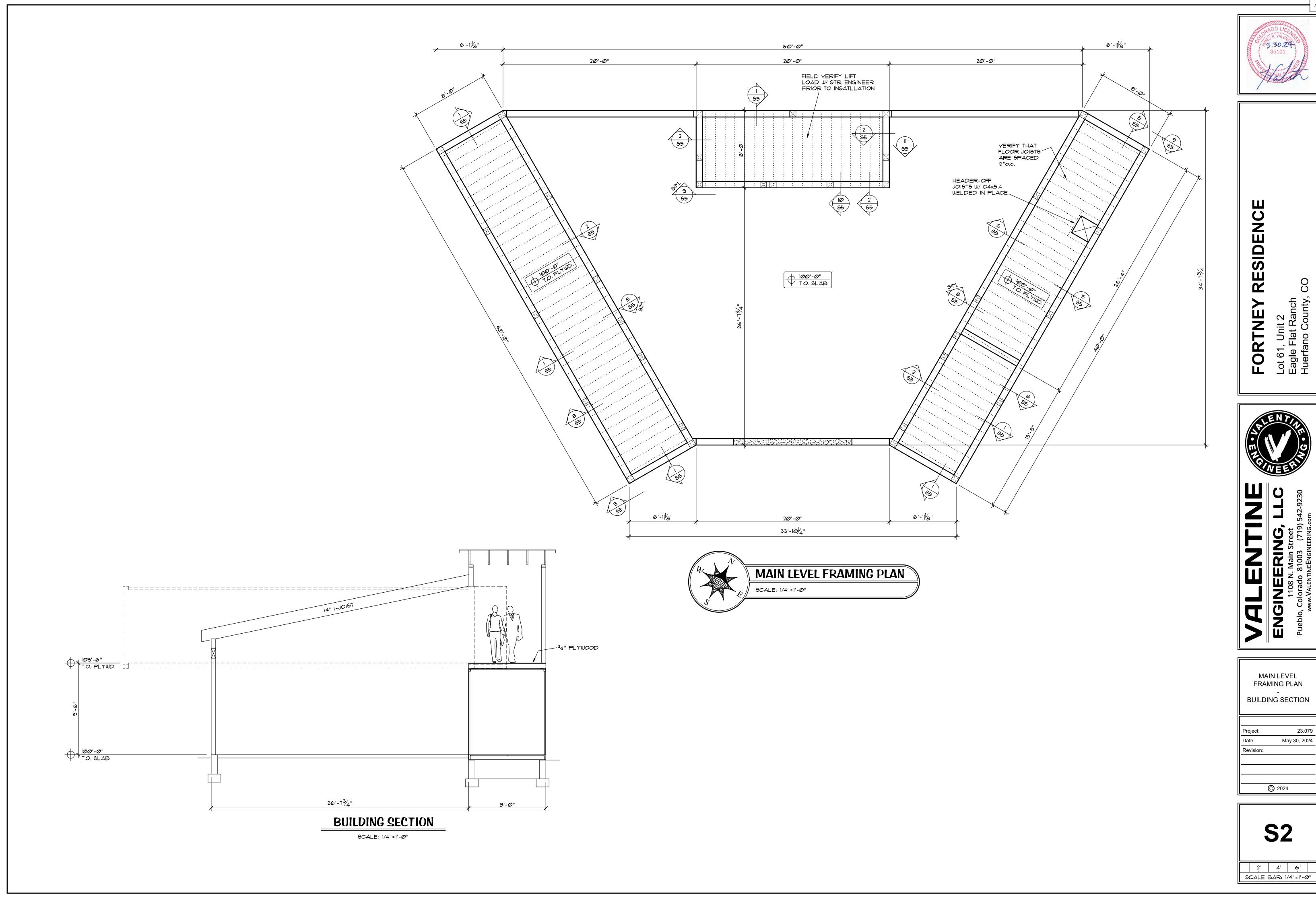
FOUNDATION PLAN

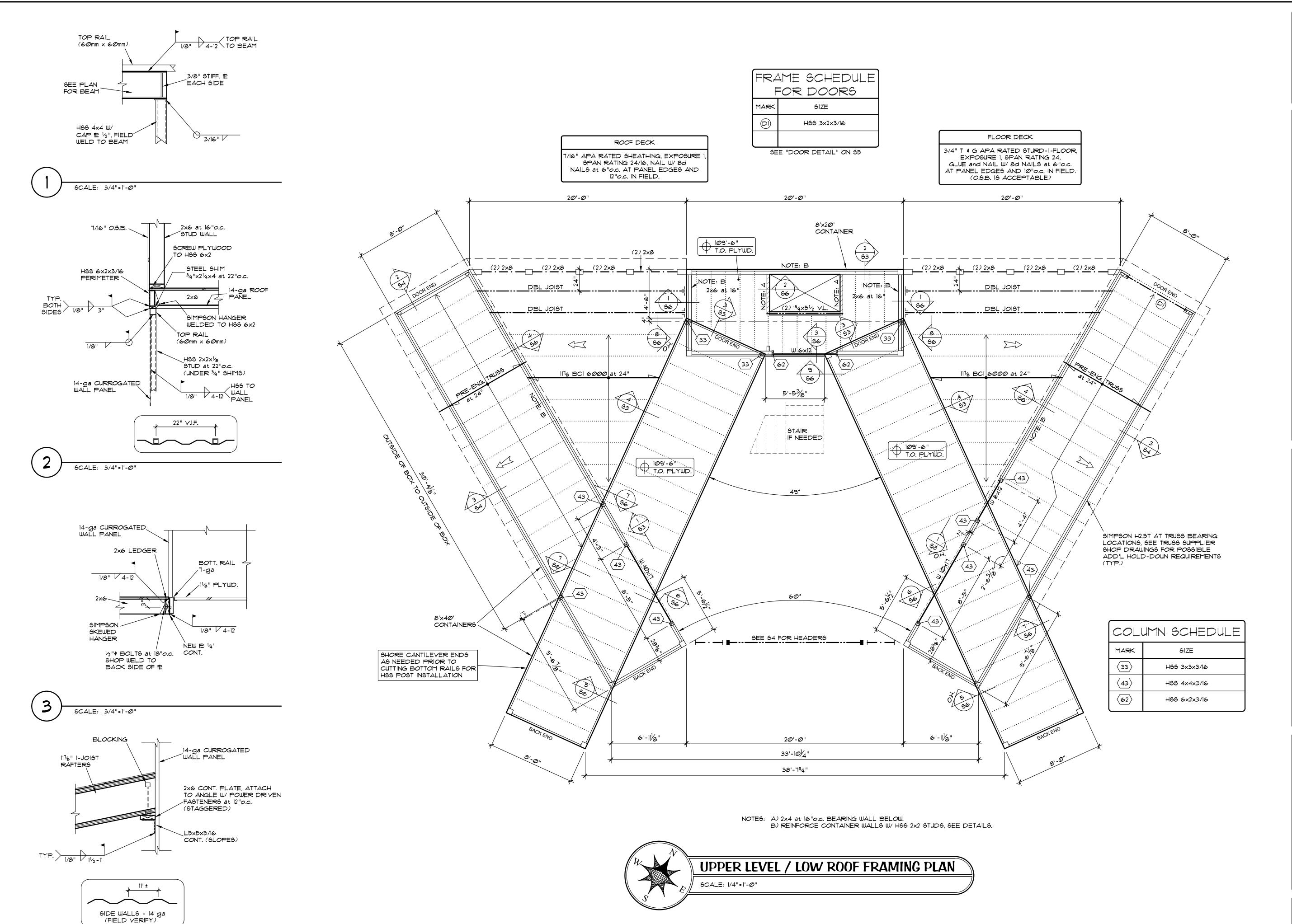
Project: 23.079 Date: May 30, 2024 Revision:

GENERAL NOTES

C 2024

2' | 4' | 6' SCALE BAR: 1/4"=1'-0"





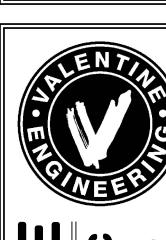
SCALE: 3/4"=1'-0"



RESIDENCE FORTNEY

Lot 61, Unit 2 Eagle Flat Ranch Huerfano County, (

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RING, Main Street

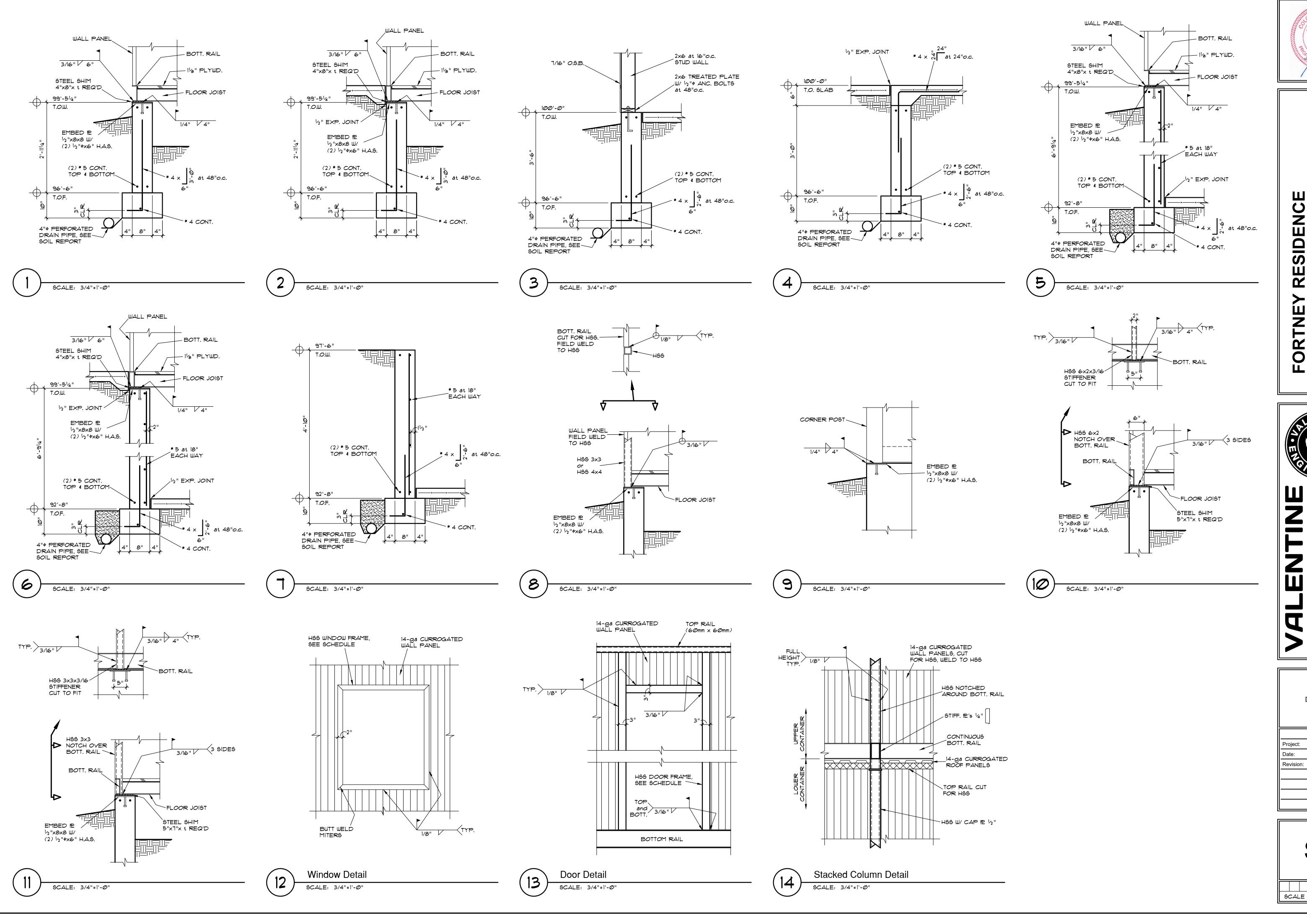
UPPER LEVEL LOW ROOF FRAMING PLAN

Project:	23.079
Date:	May 30, 2024
Revision:	

© 2024

S3

2' | 4' | 6' SCALE BAR: 1/4"=1'-0"





Lot 61, Unit 2 Eagle Flat Ra Huerfano Co

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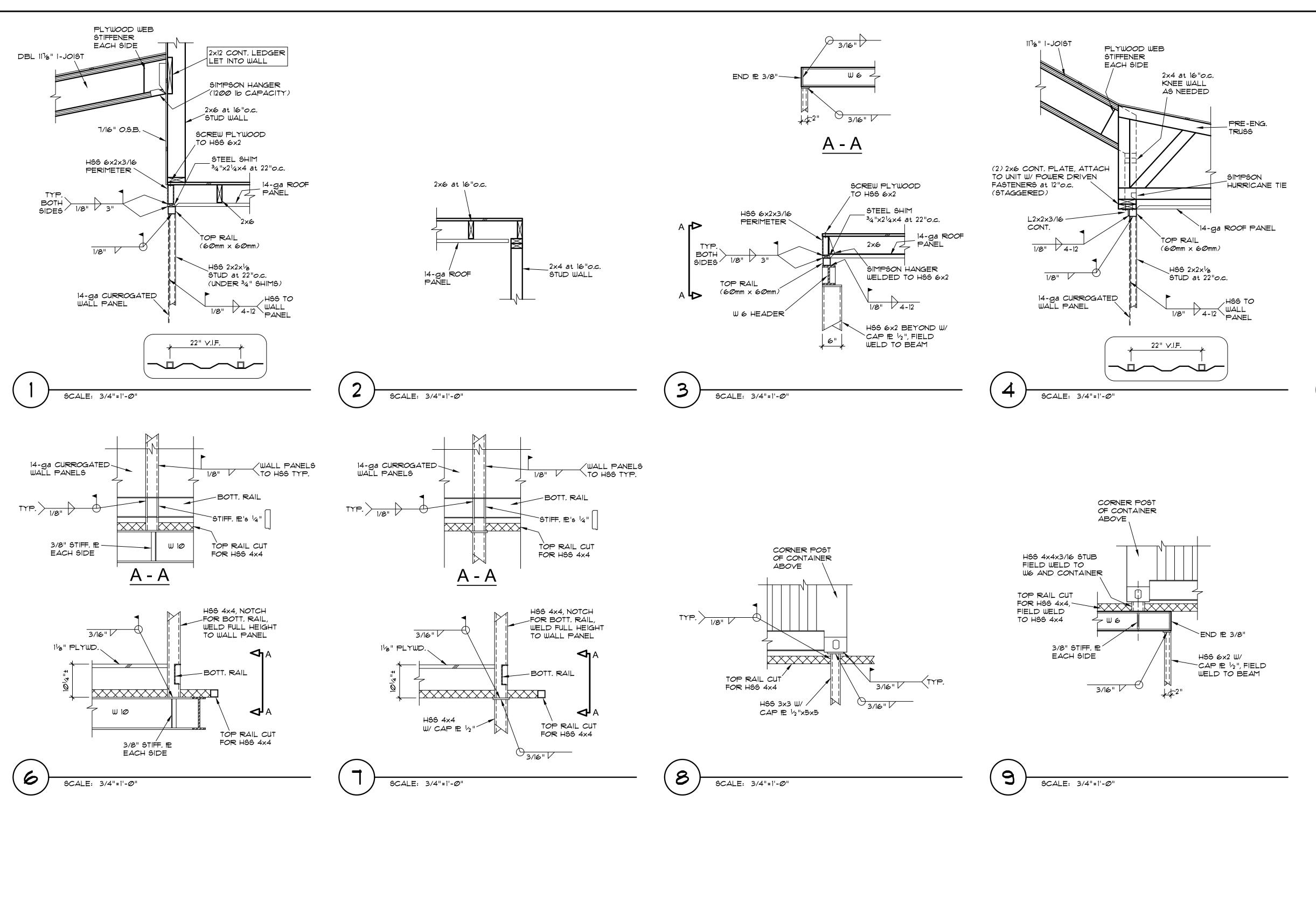
RING, Main Street ENGINE

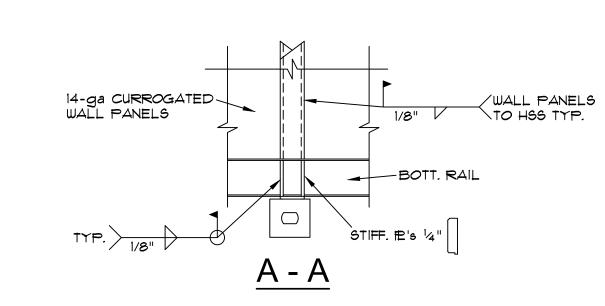
DETAILS

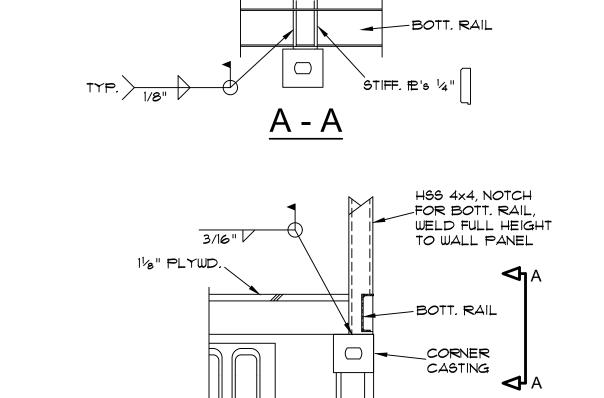
23.079 May 30, 2024

© 2024 **S5**

1' | 2' | SCALE BAR: 3/4"=1'-0"

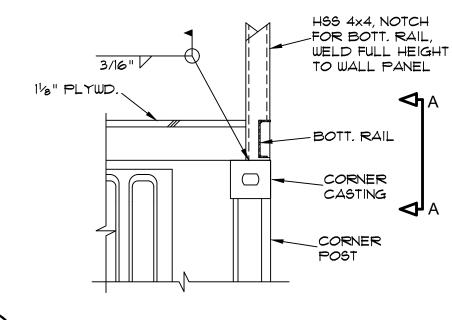






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SCALE: 3/4"=1'-0"

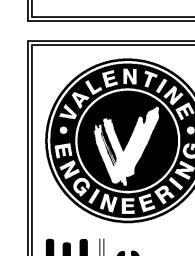


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\$5.30.24

Lot 61, Unit 2 Eagle Flat Ranch Huerfano County, (

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DETAILS

23.079 Date: May 30, 2024

© 2024

S6

1' 2' SCALE BAR: 3/4"=1'-0"



Contractor License

Huerfano County Land Use and Building Department

License Year: 2024

The Huerfano County Building Authority attests that the individual and/or company named below has satisfactorily demonstrated the knowledge and experience required by the codes and standards put in place by the Huerfano County Building Authority, and is hereby issued this contractor license.

License Number: 1095

Tried and True Handy Construction

License Type: C - Home Builder

PO Box 781

La Veta,

CO 81055

Jurisdiction:

Walsenburg and Unincorporated County

Expiration

Date:

Cheri Chamberlain

Cheri Chamberlain, Building Inspector

03/19/2024

Date

Huerfano County, CO

401 MainSte 304, Walsenburg CO 81089 719-738-1220 x103

building@huerfano.us

Item 5b.

Date: 16-Jul-24

Tried and True Handy Construction P.O. Box 781 6 Yaso Court La Veta, CO 81055

Parcel No.: License No.: 1095

Effective Date: 03/19/2024 Subdivision:

LicenseType: Contractor License

Site Address: PO Box 781

La Veta, CO 81055

Description	Fee Amount	Paid/Credit	Balance Due
Contractor Renewal Fee	\$225.00	\$225.00	\$0.00

Total Fee Amount: \$225.00 **Total Paid Credits:** \$225.00 **Balance Due:** \$0.00

PAYMENT DUE UPON RECEIPT



Huerfano County Building Authority Board (HCBA) Staff Report

Update for Spanish Peaks Inn

History:

Has been before the HCBA several times trying to get the removal done

Currently:

Adept is on site and has been since July 8th, 2024.

Staff Recommendation:

• Spot check until job completion











Huerfano County Building Authority Board (HCBA) Staff Report

Update for J&O Roofing and Exteriors

History:

Has been before the HCBA several times regarding a re-roof/extension.

Currently:

J&O have obtained their Contractor's License and paid for the building permit with double fees. Has a meeting over the telephone with Mr. Worley and J&O and they will be starting the job on Friday July 19, 2024. Building Inspector to go up and do inspections.

Staff Recommendation:

• Just monitor until job completion



Huerfano County Building Authority Board (HCBA) Staff Report

Update for Timberline Custom Builders LLC-

History:

There are two outstanding permits one for BP #23-005 Grandote Golf Course and the second for RA-23-042 Hager-Straw bale house remodel. Both owners have released Timberline from their projects.

Currently:

Two new complaints have been brought to the Building Department's attention. The Department also received notice that Timberline's insurance policy was cancelled. Timberline was sent an email July 17, 2024 to inform them that all work in Huerfano County needs to stop until they provide proof of insurance.

Staff Recommendation:

Hold a public hearing on August 1, 2024



CERTIFICATE OF LIABILITY INSURANCE

DATE (Item 6c.
06	2012024
00,	2012027

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).										
PRODUCER						CONTACT Grinder Group Inc				
CoWest Insurance Services, LLC					PHONE (202) 698 0507 FAX (202) 699 9959					888-8858
P.O.	. Box 910				E-MAIL ADDRES			(A/C, No):		
					MUDICE		LIRER(S) AFFOR	DING COVERAGE		NAIC#
Cas	tle Rock			CO 80104	INSURE	011.0	d Insurance C			17558
INSU	RED				INSURE	D: 1	Assurance			41190
	Timberline Custom Builders, LLC				INSURE					
	1219 25th Ln				INSURE				_	
					INSURE					
	Pueblo			CO 81006-2013	INSURE				_	
COV	VERAGES CER	TIFIC	ATF	NUMBER: Master 24/25	INSURE	KF,		REVISION NUMBER:		
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INSR LTR	TYPE OF INSURANCE		SUBR	POLICY NUMBER		POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	3	
	COMMERCIAL GENERAL LIABILITY					,		EACH OCCURRENCE	s 1,00	0,000
	CLAIMS-MADE X OCCUR							DAMAGE TO RENTED PREMISES (Ea occurrence)	s 100,	000
								MED EXP (Any one person)	\$ 1,00	0
Α				398515X		03/15/2024	05/15/2024	PERSONAL & ADV INJURY	\$ 1,00	0,000
	GEN'L AGGREGATE LIMIT APPLIES PER:							GENERAL AGGREGATE	\$ 2,00	0,000
	POLICY PRO- LOC							PRODUCTS - COMP/OP AGG	\$ 2,00	0,000
	OTHER:								\$	
	AUTOMOBILE LIABILITY							COMBINED SINGLE LIMIT (Ea accident)	\$	
	ANY AUTO								\$	
	OWNED SCHEDULED AUTOS ONLY							BODILY INJURY (Per accident)	\$	
	HIRED NON-OWNED AUTOS ONLY							PROPERTY DAMAGE (Per accident)	\$	
	ACTOS GIVET			L'				(i di dediden)	\$	
	UMBRELLA LIAB OCCUR							EACH OCCURRENCE	\$	
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В	OFFICER/MEMBER EXCLUDED?			4249917		03/02/2024	06/25/2024	E.L. DISEASE - EA EMPLOYEE	\$ 100,000	
	If yes, describe under DESCRIPTION OF OPERATIONS below							E.L. DISEASE - POLICY LIMIT	s 500,000	
DESC	CRIPTION OF OPERATIONS / LOCATIONS / VEHICLI	S (AC	ORD 1	01, Additional Remarks Schedule,	may be a	ttached if more sp	ace is required)			
Hue	erfano County Regional Building Department	is ad	ditiona	al insured						
Cancelled										
Canco										
CEF	RTIFICATE HOLDER				CANC	ELLATION				
Huerfano County Regional Building Department					SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.				D BEFORE	
401 Main St					AUTHO	RIZED REPRESE	ITATIVE	court we		

CO 81089

Walsenberg



Huerfano County Building Authority Board (HCBA) Staff Report

Update for Keith Parsons

History:

Has been before the HCBA three times showing little or no progress on the building of his house. Mr. Parsons stated t the meeting on May 16th, 2024 that he has continued to be in litigation with his POA Turkey Ridge Ranch, and isn't sure whether to continue on the house. The HCBA with a majority vote and one recusing herself, that both the POA Turkey Ridge Ranch and Keith Parsons provide a letter from each party's attorney where they stand in litigation within 30 days of the May 16th 2024 meeting.

Currently:

Both party's attorneys have submitted a letter stating where they were in litigation.

Staff Recommendation:

- To allow Mr. Parsons to continue with building permit 20-069, and come back in six months, showing progress.
- To not allow Mr. Parsons to continue with building permit 20-069, and relinquish the permit.



May 28, 2024

Via Regular U.S. Mail

Colorado Springs Office

Debra J. Oppenheimer

Direct 303.991.2020

doppenheimer@altitude.law

Huerfano County Building Department 401 Main Street, Suite 304 Walsenburg, CO 81089

Re: Covenant Violations: Turkey Ridge Ranch Property Owners Association

Regarding property owned by Keith Parsons at 1606 Shaymus Court

Our File No: 3493.0021

To Whom it may concern:

Altitude Community Law P.C. is legal counsel for Turkey Ridge Ranch Property Owners Association, Inc. ("Association"). The Board of Directors has requested we write to you concerning the Association's actions against Keith Parsons, as the events relayed to you by Mr. Parsons are not accurate.

Our office initially sent a notification to Mr. Parsons in April of 2021 for two covenant violations. One violation was due to Mr. Parsons extending his fence across a road owned and maintained by the Association. The second violation was that Mr. Parsons was living in a camper on his property which is prohibited by the covenants.

As you know, the Turkey Ridge Ranch Property Owners Association is a covenant protected community. What this means is that there are certain restrictions in the form of the Restated Declaration of Covenants, Conditions. Restrictions and Easements for Turkey Ridge Ranch ("Declaration"), regarding the use of all the owners' property within the community. In addition, the Association has also adopted Rules and Regulations that govern the use of all properties that are binding upon the owners.

The first issue for Mr. Parsons placing his fence across a roadway was resolved in June of 2021 after Roger Mangini and Huerfano County Code Office both met with Mr. Parsons on his property and showed him where he could legally place his fence, and where he had to move his fence. Following the meeting, Mr. Parsons removed his fence off of Association property. That matter was resolved upon Mr. Parsons payment of the attorney fees and the costs of Mr. Mangini.

The second issue for Mr. Parsons was that he was living in a camper on his lot. Owners are only allowed a short window of time to live in their camper and that is while actively building

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their home, but even then, for only a period of six months which he far exceeded. Mr. Parsons refused to comply with the covenants and a lawsuit was filed and judgment entered against Mr. Parsons. The lawsuit was filed March 21, 2022, Case 2022C030013, in Huerfano County Court. Judgment entered March 23, 2023 and the Court issued a Satisfaction of Judgment on that case on April 5, 2024, so it is closed.

Mr. Parsons did attempt to move his camper back onto his lot to live in it again in February of 2024, and the Association did file a Motion for Contempt of Court for said action, and he then removed the camper.

The Association has filed no other lawsuits against him. As an officer of the Court, I can advise that there are no other lawsuits currently showing in the state court system against Keith Parsons.

The Association has never advised Mr. Parsons that he could not build on his property nor tried to stop his building. The Association has taken action for his repeated attempts to live in a camper on his property, which is not allowed. Obviously, if the County renews his building permit Mr. Parsons will still not be allowed to live in a camper on his lot as he has already exceeded the allowed six months to do that. Additionally, if he tries to simply obtain a camping permit, that will also still be in violation of the covenants for the community.

We trust this addresses the mis-information that the Association is in active litigation against Mr. Parsons and the mis-information that the Association ever tried to stop his building of his home. Should you have any questions or desire to discuss this further, please do not hesitate to contact us.

Sincerely,

Debra J. Oppenheimer

Debra ? Oppenheimer

Altitude Community Law P.C.

DJO/djo

c: Board of Directors, Turkey Ridge Ranch Property Owners Association

Janet Kinniry Kinniry Law Office PO Box 154 Gardner CO 81040 719 289 8889 cell

June 7, 2024

By Email:

Keith Parson KEITHPARSONS1@aol.com

Re: Turkey Ridge Ranch Homeowners Association v. Keith Parsons

Huerfano County Court Case No. 2022C 30013

Case Status

Dear Mr. Parsons;

I provide here the information you requested, indicating that the Homeowners Association case, 2022 C 30013, against you is closed. Please let me know if you need further information. Below is a summary of the course of litigation. The supporting documents are available public records at the Huerfano Combined Courts. If there is any further question, I can also provide the records.

- 1. On November 22, 2023, the Court issued a Writ of Execution in this case, in the amount of \$10,431.21, for damages, costs and interest for the Turkey Ridge Homeowners Association (HOA) against Keith Parsons.
- 2. The Huerfano County Court had issued a judgment in favor of HOA, for its attorneys' fees and costs in litigation to enforce an HOA rule that residents can use campers on their lands only for recreation, not for permanent dwellings.

- 3. The Clerk of the Court indicated that on February 15, 2024, the total amount of the judgment owed to Turkey Ridge Ranch Property Owners Association (hereinafter "HOA") for attorney's fees, costs and interest was \$10,532.71.
- 4. On February 15, 2024, Mr. Parsons tendered a check endorsed to the Huerfano Combined Courts, executed and paid by George Birrer, in the amount of \$10,539.00, for the HOA judgment.
- 5. Mr. Parson then filed a motion in the Huerfano Combined Courts, to order the Clerk of the Courts to transfer the funds to Turkey Ridge Ranch Property Owners Association, Inc. in full and final satisfaction of judgment.
- 6. On February 19, 2024, HOA filed a response objecting to Parson's motion for satisfaction of judgment. HOA stated that Parson's owed an additional amount of \$744 for post judgment interest on the court's order.
- 7. On February 19, 2024, HOA moved the court for additional attorney's fees of \$7,211.50 and costs of \$249.99 for alleged post judgment expenses.
- 8. On February 26, 2024, Parson deposited with the court an additional \$790 for post judgment interest.
- 9. On February 26, 2024, Parsons filed an objection to HOA's motion for post judgment fees and costs and filed a *Second Motion for Satisfaction of Judgment*.
- 10. On March 13, 2024, HOA moved the court to issue a *Contempt Citation* against Parsons for staying in his camper on his property between the dates of February 27, 2024 and March 13, 2024.
- 11. On March 13, 2024, HOA filed a *Reply*, again moving for post judgment attorney's fees and costs.
- 12. On March 22, 2024, Parsons responded to HOA's motion for *Contempt citation*. He indicated that he used his camper for two weeks on his land, between February 28-March 13, 2024, only for recreational purposes, as permitted by HOA rules. He then removed the camper.

Item 6d.

- 13. On April 5, 2024, the Court denied HOA's motion for post judgment fees and costs. The Court did not issue a *Contempt citation*.
- 14. On April 5, 2024, the Court granted *Parson's Second Motion for Satisfaction of Judgment*.

The litigation between HOA and Parsons has concluded. If you have any questions, feel free to contact me.

Cordially,

Janet Kinniry