

PARK COUNTY BOARD OF COMMISSIONERS
AGENDA
501 Main Street
FAIRPLAY, COLORADO
THURSDAY, MARCH 1, 2018

9:30 AM CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

APPROVAL OF MINUTES

APPROVAL OF VOUCHERS

CONSIDERATION AND/OR DECISION ON THE FOLLOWING ITEMS:

- .I. APPROVE/DENY A LEASE AGREEMENT BETWEEN ELK MOUNTAIN CATTLE COMPANY AND THE BOARD OF COUNTY COMMISSIONERS
- .II. APPROVAL OF 2018 PARK COUNTY ANNUAL OPERATIONS PLAN
- .III. APPROVE/DENY COVENANT PROVISION OF GRANT AWARD FROM STATE HISTORICAL FUND RELATED TO PHASE IV OF PARIS MILL PROJECT
- .IV. CONSIDERATION OF TRANSFER OF OWNERSHIP OF THE HAPPY CAMPER CANNABIS COMPANY LICENSE FROM FIFTY PERCENT OWNERSHIP OF DANIEL SPRAGUE AND JAMES FLEMMING TO DANIEL SPRAGUE AS SOLE OWNER.

ADDRESS: 80 ROSALIE ROAD, BAILEY

APPLICANT: DANIEL SPRAGUE

Documents:

The Happy Camper Transfer of Ownership BOCC Staff Report.pdf

- .V. CONSIDERATION TRANSFER OF OWNERSHIP OF WISE CANNABIS COMPANY LICENSE FROM SHARED OWNERSHIP BETWEEN PAUL BUTLER, JAN-JACOB BOSGRAAF, AND JACOB WISE TO SHARED OWNERSHIP BETWEEN PAUL BUTLER AND JAN-JACOB BOSGRAAF, REMOVING JACOB WISE.

ADDRESS: 21950 HIGHWAY 285, FAIRPLAY

APPLICANT: PAUL BUTLER AND JAN-JACOB BOSGRAAF

Documents:

Wise Cannabis Transfer of Ownership BOCC Staff Report.pdf

PUBLIC HEARING(S)

- .I. ASSESSOR ABATEMENT 18-01 BETWEEN KERNS ROXANA DALE REVOCABLE TRUST C/O DUFF AND PHELPS FOR TAX YEARS 2016 AND 2017

PUBLIC COMMENTS

EXECUTIVE SESSION IN REGARD TO LEGAL & PERSONNEL MATTERS (CLOSED SESSION)

ADJOURN

ADMINISTRATIVE SESSION (OPEN)

12:00 PM LUNCH

TIMES ARE APPROXIMATE. ITEMS MAY BE HEARD EARLIER OR LATER THAN SHOWN ABOVE.

NOTE: Items May Be Added To These Agendas Up To 24 Hours Before The Scheduled Time. Items May Be Deleted Or Cancelled At Any Time. Please Check Website "Parkco.Us" for most Updated Agendas. If You Need Further Information, Please Contact The BOCC (Board of County Commissioners) Office At: 719-836-4201.

**PARK COUNTY BOARD OF COMMISSIONERS
PLANNING DEPARTMENT STAFF REPORT**

BOCC Hearing Date: March 1st, 2018

To: Board of County Commissioners

Date: January 10, 2018

Prepared by: Louise Derengowski, Planning Technician
Sheila Cross, Director of Development Services

Subject: CCC Inc. DBA The Happy Camper Cannabis Company
Marijuana License Transfer of Ownership

Request: Transfer of Ownership of Retail Marijuana Store, Retail Marijuana Products Manufacturing, and Retail Marijuana Cultivation License.

License Summary:

Current Business Owner(s):	Daniel Sprague and James Flemming
Applicant & Proposed Business Owner:	Daniel Sprague
Location:	80 Rosalie Road, Bailey - see Attachment 1, Vicinity Map.
Zone District:	Commercial (C) - see Attachment 2, Zoning Map.
Lot Size:	3 acres
License Type:	Retail Marijuana Store, Retail Marijuana Products Manufacturing, and Retail Marijuana Cultivation

Background:

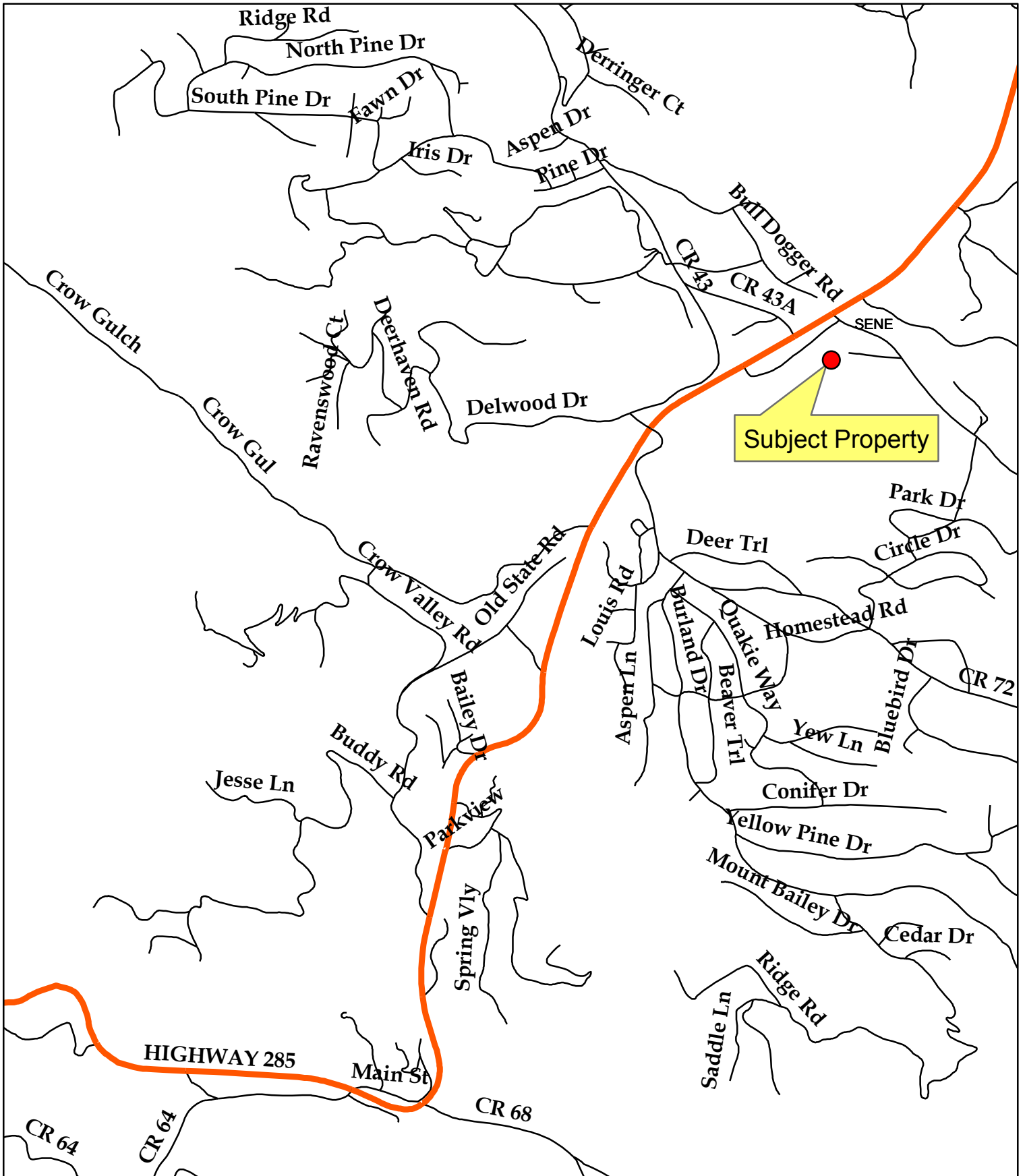
CCC Inc. DBA The Happy Camper Cannabis Company was originally issued a license on October 2nd, 2014. The license has been properly renewed every year. The facility is located at 80 Rosalie Road, Bailey. The applicant, Daniel Sprague, is applying for a transfer of ownership to become the sole owner of the license, removing James Flemming as fifty percent shareholder. See signed Consent, included as Attachment 3.

BOCC Action:

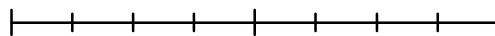
A public hearing is not required for transfer of ownership. The BOCC's options with respect to the request are to:

- Approve the license transfer of ownership, or
- Schedule a public hearing regarding the transfer of ownership.

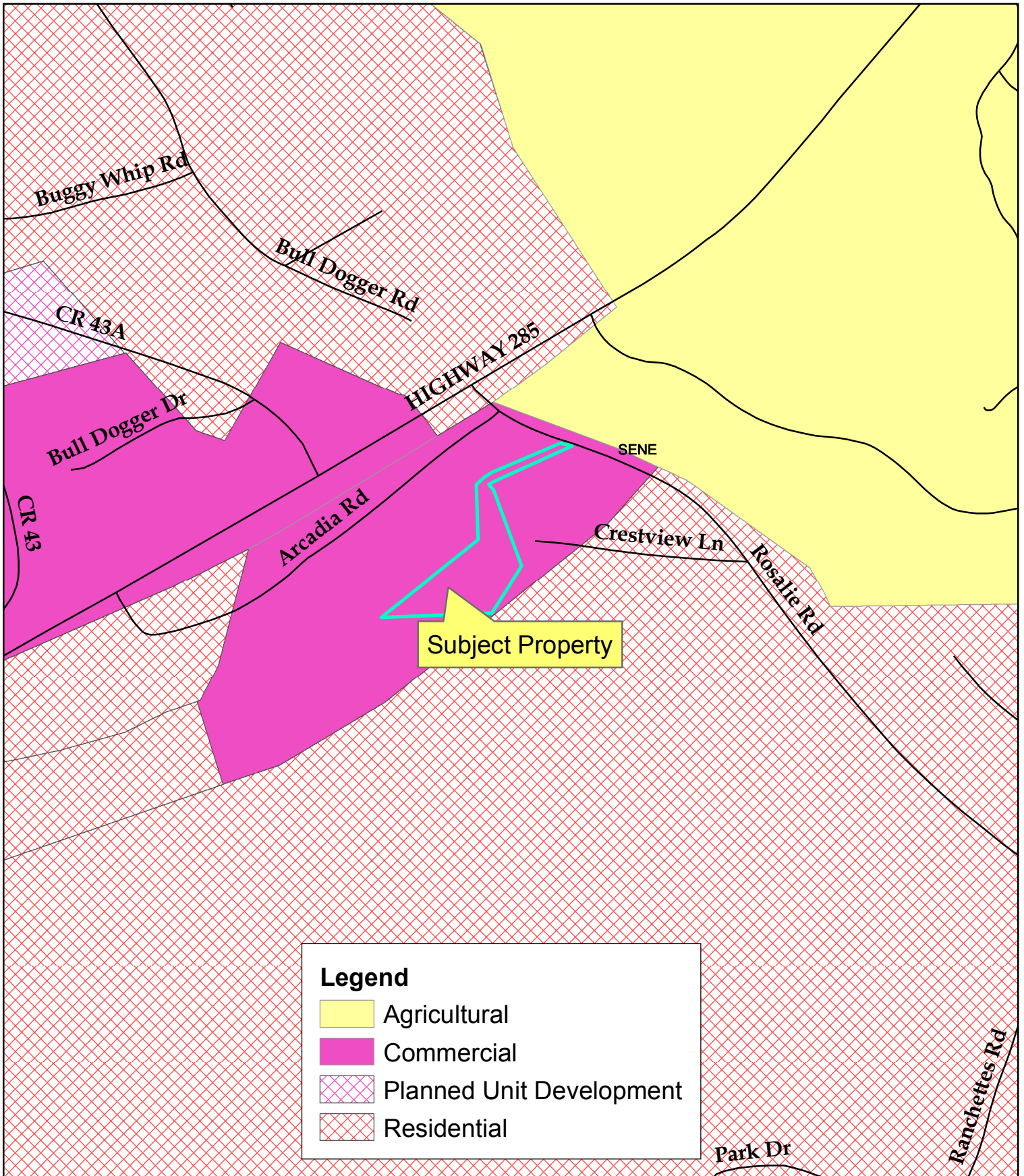
Attachment 1: Vicinity Map



0 0.25 0.5 1 Miles



Attachment 2: Zoning Map



Legend

-  Agricultural
-  Commercial
-  Planned Unit Development
-  Residential

0 500 1,000 2,000 Feet

Park County Planning Department



Attachment 3

UNANIMOUS WRITTEN CONSENT OF THE SHAREHOLDERS AND DIRECTORS OF CCC, INC.

The undersigned, being shareholders or directors of CCC, Inc., a Colorado corporation, and acting pursuant to Section 7-107-106 of the Colorado Business Corporation Act, and the Bylaws, do hereby take the actions below set forth, and to evidence his waiver of any right to dissent from such actions, does hereby consent as follows:

APPROVAL OF SETTLEMENT AND BUYOUT

WHEREAS, shareholder James Flemming brought a lawsuit against the Corporation and its director and majority shareholder, Daniel Sprague;

WHEREAS, the shareholders and Corporation have reached an agreement to resolve this lawsuit by way of a Shareholder Buy-Out Agreement and Release under which shareholder Daniel Sprague will purchase the shares of shareholder Daniel Sprague;

WHEREAS, the President and Director has evaluated this resolution and determined that it is in the Corporations' best interests to resolve this dispute in this manner;

WHEREAS, the result of the transaction will be that Daniel Sprague will be the sole shareholder of the Corporation;

RESOLVED, that the Director and President AUTHORIZES the Corporation to enter into the Shareholder Buy-Out Agreement, and AUTHORIZES President Daniel Sprague to sign the Agreement on behalf of the Corporation and to take any action required, necessary, or prudent to enact this Agreement;

RESOLVED, that the shareholders unanimously approve of the Shareholder Buy-Out Agreement and approve the sale of shareholder James Flemmings' interest in the Corporation to shareholder Daniel Sprague.

DATED AND EFFECTIVE as of January 1, 2017:

CCC, INC.

by: 

Daniel Sprague, President

DIRECTORS


Daniel Sprague, Director

SHAREHOLDERS


Daniel Sprague, Shareholder


James Flemming, Shareholder

**PARK COUNTY BOARD OF COMMISSIONERS
PLANNING DEPARTMENT STAFF REPORT**

BOCC Hearing Date: March 1st, 2018

To: Board of County Commissioners

Date: January 10, 2018

Prepared by: Louise Derengowski, Planning Technician
Sheila Cross, Director of Development Services

Subject: Wise Cannabis Co. LLC Transfer of Ownership

Request: Transfer of Ownership of Retail Marijuana Store and Retail Marijuana Cultivation License.

License Summary:

Current Business Owner(s):	Paul Butler, Jan-Jacob Bosgraaf, and Jacob Wise
Applicant & Proposed Business Owner:	Paul Butler and Jan-Jacob Bosgraaf
Location:	21950 Highway 285, Fairplay - see Attachment 1, Vicinity Map.
Zone District:	Commercial (C) - see Attachment 2, Zoning Map.
Lot Size:	1.66 acres
License Type:	Retail Marijuana Store and Retail Marijuana Cultivation

Background:

Wise Cannabis Company was originally issued a license on November 6, 2014 and it has been properly renewed every year since. The facility is located at 21980 Highway 285, Fairplay. The applicants, Paul Butler and Jan-Jacob Bosgraaf, are applying for a transfer of ownership to become equal shareholders of the license, removing Jacob Wise who was a third shareholder but passed away.

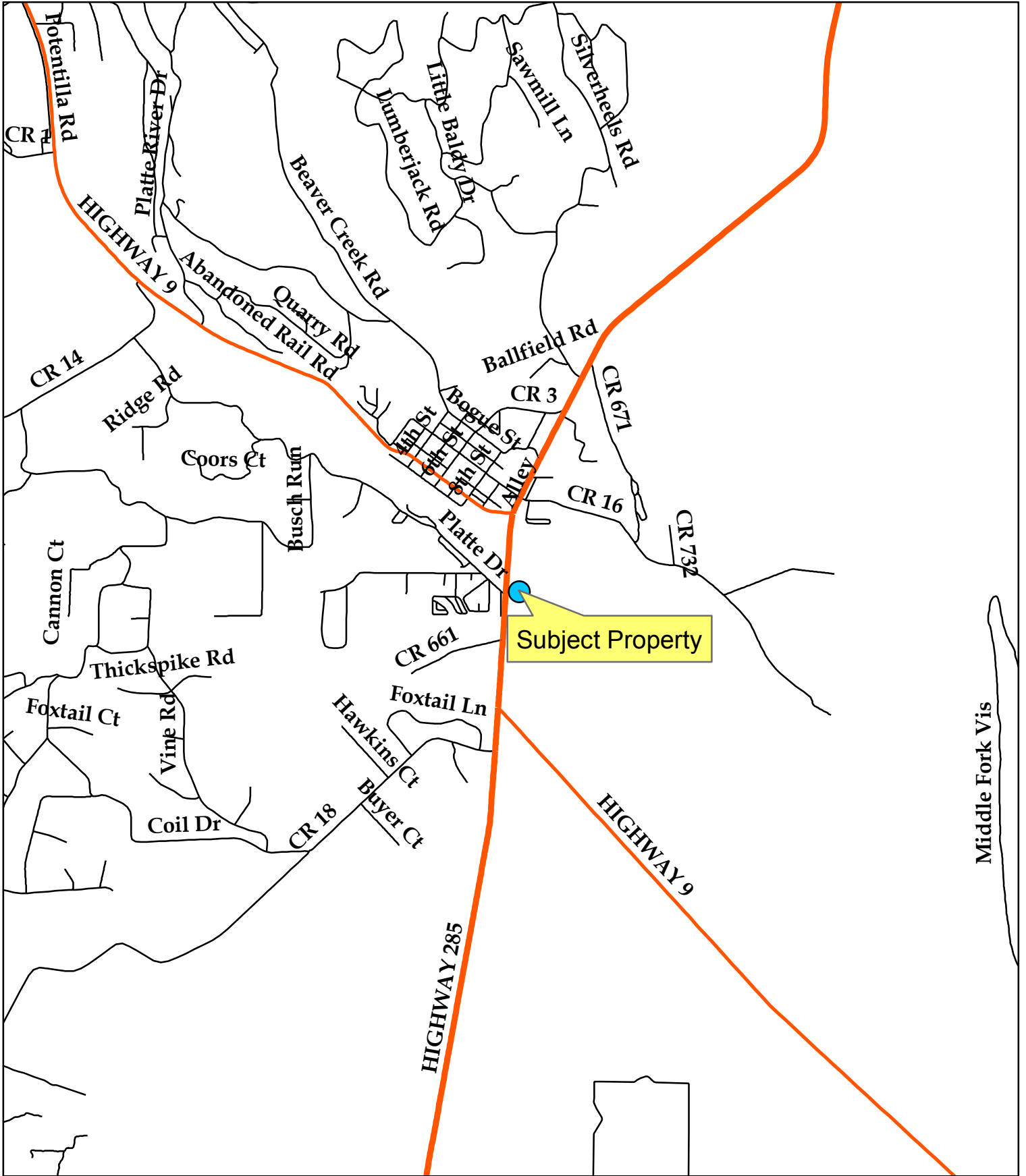
There have not been any violations reported to or by the Park County Sheriff, Water Commissioner, or Planning Department.

BOCC Action:

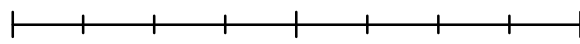
A public hearing is not required for transfer of ownership. The BOCC's options with respect to the licenses are to:

- Approve the license transfer of ownership, or
- Schedule a public hearing regarding the transfer of ownership.

Attachment 1: Vicinity Map



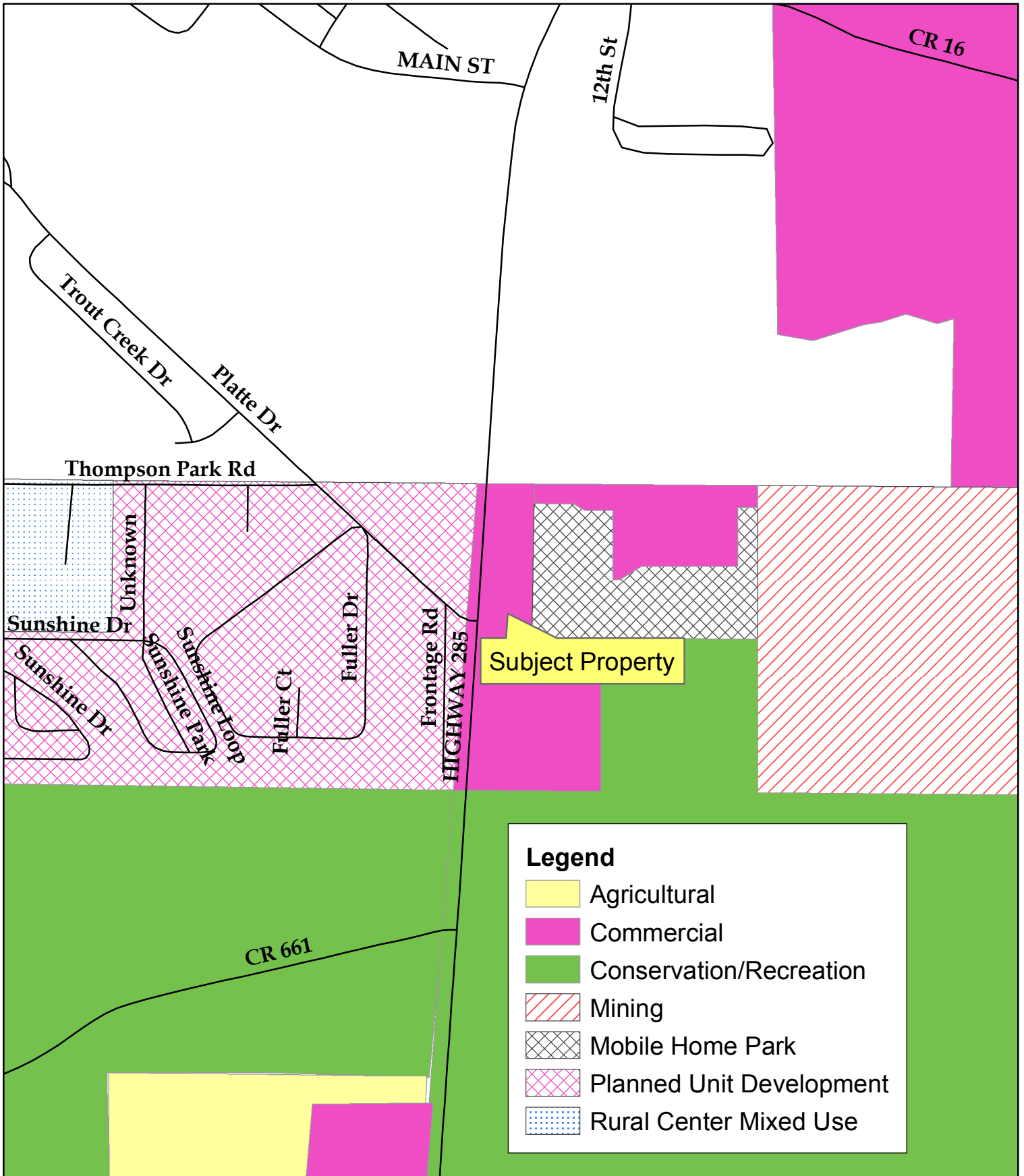
0 0.5 1 2 Miles



Park County Planning Department



Attachment 2: Zoning Map



Legend

- Agricultural
- Commercial
- Conservation/Recreation
- Mining
- Mobile Home Park
- Planned Unit Development
- Rural Center Mixed Use

