

**TOWN OF SILT  
RESOLUTION NO. 12  
SERIES OF 2021**

**A RESOLUTION APPROVING THE SPECIAL USE PERMIT TO ALLOW LEGACY FUNERAL SERVICES TO OPERATE IN THE B-1 ZONE DISTRICT IN AN EXISTING BUILDING AT 701 MAIN STREET LEGALLY DESCRIBED AS BLOCK 21, LOTS 4-6 AND THE NORTHMOST 52.5 FT. OF LOTS 7-10 IN THE ORIGINAL TOWNSITE OF SILT, COLORADO**

**WHEREAS**, the Eleuterio Arredondo (Applicant) submitted an application for a special use permit (“Application”) on or about March 29, 2021 requesting that he be allowed to convert a portion of the building located at 701 Main Street (Property) into an operation designed to provide affordable funeral services without embalming or cremation in the B-1 Zone District, within the Town of Silt, Colorado (“Town”); and

**WHEREAS**, Town staff processed the Application and forwarded the Application as well as staff comments about the Application in various memoranda to the Town Planning and Zoning Commission (“Commission”); and

**WHEREAS**, the Commission reviewed and discussed the Application at its regular meeting on April 6, 2021; and

**WHEREAS**, the Commission recommended to the Board of Trustees (“Board”) that the request be granted and that a special use permit be issued with conditions as stated in the staff report; and

**WHEREAS**, the Board held a public hearing concerning the approval of the Application and special use permit at the Board’s regularly scheduled meeting on May 10, 2021; and

**WHEREAS**, upon proper consideration and review of the Legacy Funeral Home Special Use Permit request, the Board has determined that the Special Use Permit is in the best interests of the Town and its residents; and

**WHEREAS**, the Board finds that the requirements of Silt Municipal Code Chapters 17.78 and other sections have been met substantially by the Applicant and that the Legacy Funeral Services special use permit should be approved.

**NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF TRUSTEES OF THE TOWN OF SILT, COLORADO, THAT** the Legacy Funeral Services Special Use Permit is hereby granted for the portion of the building identified at 701 Main Street within the Town of Silt, Colorado (“Town”) subject to the following conditions:

- 1) That all statements and representations made by the applicant both in the application and in meetings before the Planning and Zoning Commission and the Board of Trustees, be considered conditions of approval, unless modified in the following conditions;
- 2) That a site plan be drawn to scale showing the entirety of the subject property and its relationship to Main Street, the alley and the surrounding area. Parking on the subject property reserved for the business should be outlined. Public parking on town rights-of-way will be available for the subject use. (Note: This has been completed with the submission of the attached site plan).
- 3) That the full size of the area subject to lease be provided to Town Staff and that staff be able to comment on the proposed size of the use and projected hours of business as necessary. (this has been corroborated with discussion with the owner).
- 4) That the applicant meet with Community Development and the Building Inspector and go through a detailed listing operations to ensure that they comply with the application that any modifications to the interior of the premises be made in conformance with the building code.
- 5) That the applicant pay all fees related to the Town's approval of the Legacy Funeral Services Special Use Permit, including but not limited to actual public notification costs, copying and printing costs, and administrative fees.

**INTRODUCED, READ, PASSED AND ADOPTED** at a regular meeting of the Board of Trustees of the Town of Silt, Colorado held on the 10<sup>th</sup> day of May, 2021.

TOWN OF SILT



Mayor Keith B. Richel

ATTEST:



Town Clerk Sheila M. McIntyre, CMC

