



SPECIAL CITY COUNCIL MEETING AGENDA

Tuesday, September 21, 2021 4:00 PM

This meeting will be held virtually via Zoom and can be accessed at the following link:
https://us02web.zoom.us/webinar/register/WN_L5F84cPKRu2vdCfCN26D7g.

- 1) Call to order by Mayor Doug Glaspell
- 2) Roll call by the City Clerk
- 3) EMERGENCY ORDINANCE 2560

City Council consideration of Emergency Ordinance 2560, an Emergency Ordinance of the City of Montrose, Colorado, for the preservation of health, peace, or safety, declaring zoning in progress and enacting a temporary moratorium to prohibit the filing, acceptance, sales tax licensure, or any other official action for the establishment of any new or relocation of existing adult gaming arcade uses within the City limits of the City of Montrose; providing that the moratorium shall be in effect for a period which shall terminate at the earliest of the City's adoption of an update to Title 4 Chapter 4, Zoning Regulations, and/or Title 5 Business Regulations of the City of Montrose or the expiration of one hundred eighty (180) days from date of passage of this Ordinance; providing for legislative findings, intent, and purpose; providing for a definition of the use of adult gaming arcades for the purposes of this Ordinance; providing for repealing clauses; declaring an emergency and providing an effective date. *Staff: Senior Planner Amy Sharp, Assistant City Attorney Matthew Magliaro, Sergeant Larry Witte*

Action: Hold a hearing. Consider making a motion to adopt Emergency Ordinance 2560 as presented.

- 4) Motion to Adjourn



Zoom Meeting Details

https://us02web.zoom.us/webinar/register/WN_L5F84cPKRu2vdCfCN26D7g

Join by phone:

1 346 248 7799

1 669 900 9128

1 253 215 8782

1 312 626 6799

1 646 558 8656

1 301 715 8592

Webinar ID: 856 5118 9865

International numbers available: <https://us02web.zoom.us/j/85651189865>



CITY OF MONTROSE
Planning Services

MEMO

TO: City Council
FROM: Amy Sharp, Senior Planner
Matthew Magliaro, Assistant City Attorney
Sergeant Larry Witte
DATE: September 21, 2021
RE: Adult Gaming Arcade Emergency Moratorium Ordinance
ATTACHMENTS:

- Exhibit A: Zoning Map
- Exhibit B: Ordinance – Redline & Clean Version
- Exhibit C: Letters

Background & Purpose

City staff have undertaken a review of the Municipal Code and the Colorado Constitution in order to define and better understand gambling, gaming, and related terms, as well as where it should be allowed within the City of Montrose. The Colorado Constitution regulates unlicensed gaming and authorizes limited gaming only within the commercial districts in municipal limits in Central City, Black Hawk and Cripple Creek.

There are currently four businesses within the city limits that are engaged in the business of providing access to and the use of various video gaming machines that accept money and/or tokens from customers and pay monetary prizes. These activities may fit (although uncertain at this time) the legal definition of slot machine, gambling device, and/or simulated gambling device which are prohibited under Colorado state law. These businesses, which the City is hereby referring to as Adult Gaming Arcades, have had secondary, negative impacts on neighboring businesses. Increased crime has also been reported in the area surrounding these businesses, including illegal drug use, illegal drug distribution, public intoxication, violent crime, and increased calls for service at and around these businesses from the Montrose Police Department. New businesses are being created to try and work around the definition of gambling and where it could be allowed in various municipalities throughout Colorado.

A temporary emergency moratorium ordinance amending the Municipal Code is being requested in order to address public health, safety and welfare. This temporary emergency moratorium would prohibit any new businesses of this type to relocate within city limits and also eliminate

the ability for these businesses to relocate to a new address within city limits during the moratorium time period. This ordinance would also define some of the terms associated with these establishments. This temporary moratorium and ordinance would provide City staff the time necessary to conduct further analysis of the impacts from Adult Gaming Arcades, whether such uses should be prohibited, or if they are legal, what zoning districts are most appropriate for this type of use.

Zoning

As shown on the attached map (Exhibit A), there are currently four Adult Gaming Arcades within the city limits. One business is currently located in the “B-1” Central Business District, and three businesses are located in the “B-2” Highway Commercial District. Two businesses are located across the street from Pomona Elementary School.

Current Locations

- 401 N 1st St (Tap In)
- 1010 S Cascade Ave #C (Spin N Win)
- 1010 S Cascade Ave #A (Mad Skillz)
- 16367 S Townsend Ave (Gone Fishing)

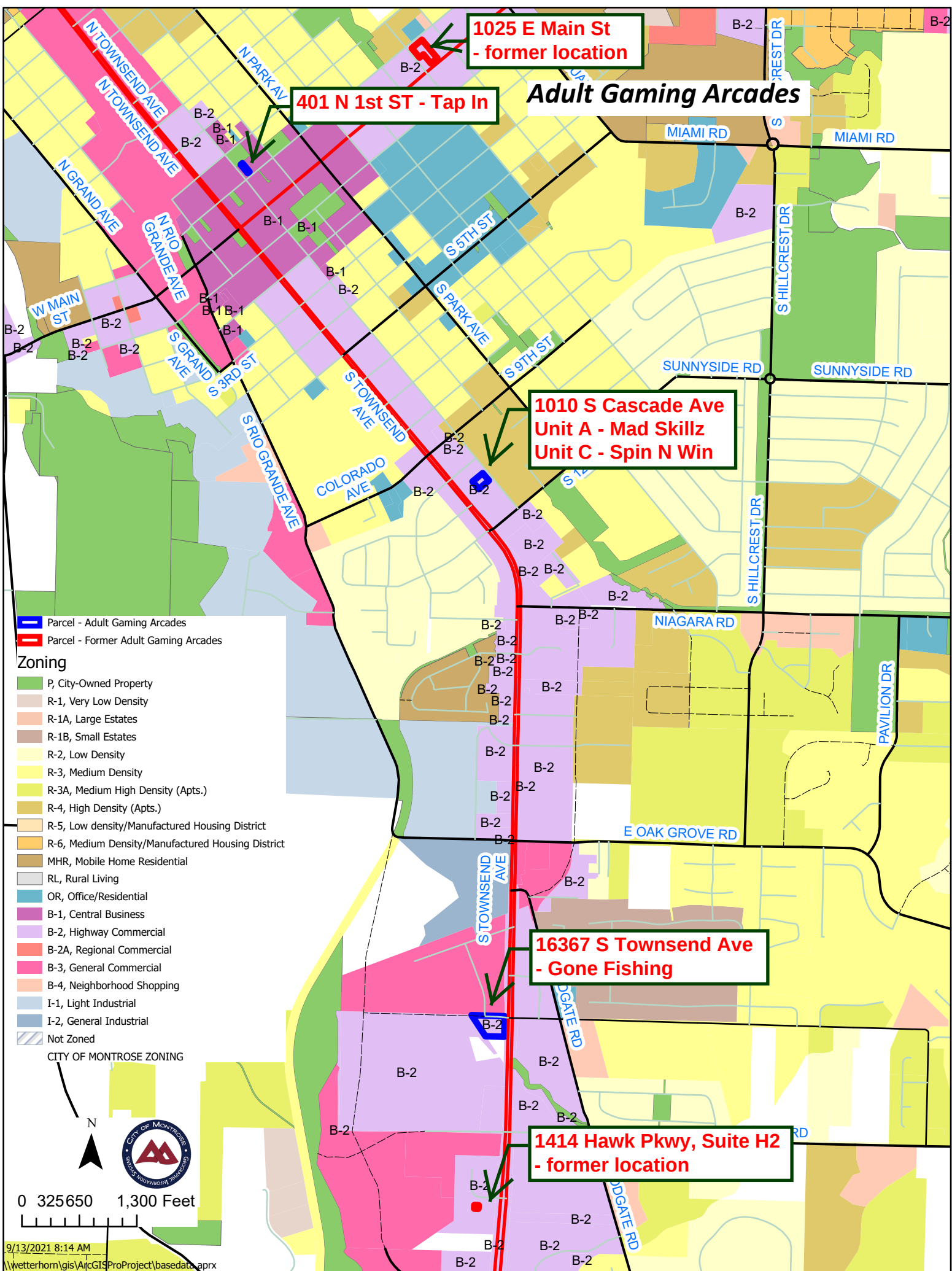
Former Locations

- 1414 Hawk Pkwy, Suite H2 – no longer in existence, relocated to 1010 S. Cascade #A
- 1025 E Main St (The Game Room) – no longer in existence (changed to Gone Fishing)

Ordinance Summary:

1. Defines terms including slot machine, gambling device, simulated gambling device, adult gaming arcade, and crane game to better understand the various terms used in this industry.
2. Enacts a temporary, 180-day moratorium on all new establishments not in existence or the relocation of existing establishments constituting Adult Gaming Arcades, Slot Machines, Gambling Device, and Simulated Gambling Device from the effective date of this Ordinance. This would help to ensure no new establishments of this type are allowed within city limits, nor current establishments of this type relocated to new locations within city limits until further research is conducted. If a current establishment of this type closes, a new one would not be allowed to replace it during this moratorium.





1025 E Main St
- former location

401 N 1st ST - Tap In

Adult Gaming Arcades

1010 S Cascade Ave
Unit A - Mad Skillz
Unit C - Spin N Win

16367 S Townsend Ave
- Gone Fishing

1414 Hawk Pkwy, Suite H2
- former location

- Parcel - Adult Gaming Arcades
 - Parcel - Former Adult Gaming Arcades
- Zoning**
- P, City-Owned Property
 - R-1, Very Low Density
 - R-1A, Large Estates
 - R-1B, Small Estates
 - R-2, Low Density
 - R-3, Medium Density
 - R-3A, Medium High Density (Apts.)
 - R-4, High Density (Apts.)
 - R-5, Low density/Manufactured Housing District
 - R-6, Medium Density/Manufactured Housing District
 - MHR, Mobile Home Residential
 - RL, Rural Living
 - OR, Office/Residential
 - B-1, Central Business
 - B-2, Highway Commercial
 - B-2A, Regional Commercial
 - B-3, General Commercial
 - B-4, Neighborhood Shopping
 - I-1, Light Industrial
 - I-2, General Industrial
 - Not Zoned

CITY OF MONTROSE ZONING

0 325650 1,300 Feet

EMERGENCY ORDINANCE NO. 2560

AN EMERGENCY ORDINANCE OF THE CITY OF MONTROSE, COLORADO, FOR THE PRESERVATION OF HEALTH, PEACE, OR SAFETY, DECLARING ZONING IN PROGRESS AND ENACTING A TEMPORARY MORATORIUM TO PROHIBIT THE FILING, ACCEPTANCE, SALES TAX LICENSURE, OR ANY OTHER OFFICIAL ACTION FOR THE ESTABLISHMENT OF ANY NEW OR RELOCATION OF EXISTING ADULT GAMING ARCADE USES WITHIN THE CITY LIMITS OF THE CITY OF MONTROSE; PROVIDING THAT THE MORATORIUM SHALL BE IN EFFECT FOR A PERIOD WHICH SHALL TERMINATE AT THE EARLIEST OF THE CITY'S ADOPTION OF AN UPDATE TO TITLE 4 CHAPTER 4, ZONING REGULATIONS OF THE CITY OF MONTROSE, TITLE 4, CHAPTER 14 ADULT BUSINESS REGULATIONS, AND/OR TITLE 5 BUSINESS REGULATIONS OF THE CITY OF MONTROSE OR THE EXPIRATION OF ONE HUNDRED EIGHTY (180) DAYS FROM DATE OF PASSAGE OF THIS ORDINANCE; PROVIDING FOR LEGISLATIVE FINDINGS, INTENT, AND PURPOSE; PROVIDING FOR A DEFINITION OF THE USE OF ADULT GAMING ARCADES FOR THE PURPOSES OF THIS ORDINANCE; PROVIDING REPEALING CLAUSES; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Montrose is a home rule municipal corporation operating under adopted charter pursuant to § 6 of Article XX of the Colorado Constitution; and

WHEREAS, Article XVIII, §§2 and 9 of the Colorado Constitution regulates unlicensed gaming, and authorizes limited gaming only within the commercial districts in municipal limits of Central, Black Hawk and Cripple Creek in the State of Colorado; and

WHEREAS, opinions from the Colorado Office of the Attorney General have evaluated a set of facts involving attempted expansions of gambling via electronic means such as online gambling and on-site server-based sweepstakes cafes using encoded cards with a cash value and have determined said uses to be contrary to Colorado state law in the absence of a state constitutional amendment expanding the definition of limited gaming in Colo. Const. Art. XVIII, §9: CO AG Opinion No. 13-02 (Dec 13, 2013); CO AG Opinions 14-03 (Oct. 9, 2014); and

WHEREAS, the Colorado Supreme Court has recognized the authority of a home rule municipality to enact regulation of gambling as a matter of local concern, in *Woolverton v City and County of Denver*, 361 P.2d 982, 988-990 (Colo. 1961), *overruled on other grounds by*, *Vela v People*, 484 P.2d 1204 (Colo. 1971); and

WHEREAS, the City of Montrose has exercised this authority in its history to deem

it unlawful and to set criminal penalties for “any person to play at any game whatsoever for any sum of money or other property of value, or to make any bet or wager for any sum of money or other property of value upon the result of such game[,]” and to prohibit allowing minors to engage in same, (Montrose City Ord. 122, passed September 11, 1918); and

WHEREAS, the City’s Business and Zoning Regulations are a matter of local control and purposed to promote the public health, safety, and welfare; and

WHEREAS, the City’s Zoning and Business Regulations are updated from time to time; and

WHEREAS, there are now existing within the jurisdiction boundaries of the City of Montrose establishments that are engaged in the business of providing access to and the use of video gaming machines that accept money and/or tokens from patrons and pay monetary prizes that may fit the legal definition of slot machine, gambling device, and/or simulated gambling device prohibited under Colorado state law; and

WHEREAS, the businesses engaged in this activity referred herein as Adult Gaming Arcades sited within the jurisdictional boundaries of the City of Montrose have had secondary, negative impact upon neighboring business, the community and the public in the form of increased crime, to wit: illegal drug usage; illegal drug distribution; public intoxication; violent crime and increased calls for service at and around their locations from the Montrose Police Department; and

WHEREAS, a temporary moratorium on all new establishments not in existence or the relocation of existing establishments as of the effective date of this Ordinance, and on the acceptance of applications for, the process of, and the issuance of any permit, site plan approval, use tax licensure, sales tax licensure or any other official action of the City of Montrose permitting or having the effect of permitting Adult Gaming Arcades will allow time for the City Attorney’s Office, Montrose Police Department, City Manager’s Office, and/or other relevant legal authorities to conclude a review of existing establishment(s) and will help prevent prospective business operators from opening new businesses within the city limits that could be determined to be illegal simulated gambling establishments or otherwise prohibited; and

WHEREAS, this moratorium or zoning in progress ordinance is being enacted to provide the City staff with sufficient time to evaluate the use referred to herein as Adult Gaming Arcades; and

WHEREAS, after evaluation of the uses referred to hereinabove, City staff may deem it appropriate to develop land development regulations and business licensing regulations to define the use of ‘Adult Gaming Arcade,’ to regulate licensure and hours of permissible operation by such uses, and to specify particular zoning districts where said

uses may operate either as uses by right or as conditional uses or as non-conforming, prohibited uses under the code; and

WHEREAS, the City Council of the City of Montrose determines that it is necessary to impose a temporary, one-hundred-eighty-day (180) moratorium commencing on the date of passage of this ordinance to allow sufficient time for the conclusion of review; and

WHEREAS, the City Council of the City of Montrose has determined that the changes within this ordinance to the Municipal Code will further the health, safety, and welfare of the people of the City of Montrose; and

WHEREAS, Montrose City Council is adopting this Emergency Ordinance pursuant to its Home Rule Authority provided under the Colorado Constitution, Article XX, Section 6, and the Montrose City Charter, Article II, Section 8, which conveys police power authority to act for the benefit of and preservation of public property, health, peace, or safety within the City limits; and

WHEREAS, it is imperative to accomplish these amendments with all deliberate speed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTROSE, COLORADO that:

The following Section is added to Title 4, Chapter 14 Adult Business Regulations, of the Official Code of the City of Montrose, Colorado, including an amendment to Section § 4-14-1, and a new Section § 4-14-10. Title 4, Chapter 14, Section 10 is hereby added (§ 4-14-10), to read in full as follows:

4-14-1 Definitions

The following words, terms and phrases, when used in this Chapter, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

Adult arcade means any commercial establishment to which the public is permitted or invited where, for any form of consideration, one or more still or motion picture projectors, slide projectors, or similar machines, or other image or virtual reality producing machines, for viewing by five or fewer persons per machine at any one time, are used regularly to show films, motion pictures, video cassettes, slides, or other photographic, digital or electronic reproductions describing, simulating or depicting specified sexual activities or specified anatomical areas.

Adult bookstore, adult novelty store, or adult video store means a commercial establishment that, as one of its principal business purposes, offers for sale or rental for any form of consideration any one or more of the following:

- (A) Books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes or video reproductions, slides, or other visual representations, however produced, that depict or describe specified sexual activities or specified anatomical areas; or
- (B) Instruments, devices, or paraphernalia which are designed for use in connection with specified sexual activities.

Adult cabaret means a nightclub, bar, restaurant, concert hall, auditorium or other commercial establishment that features:

- (A) Persons who appear nude or in a state of nudity or seminudity; or
- (B) Live performances that are characterized by the exposure of specified anatomical areas or by the exhibition of specified sexual activities.

Adult Gaming Arcade means any business location, including a private club, that is owned, leased, or otherwise possessed, in whole or in part, by a person or by that person's partners, affiliates, subsidiaries, agents, or contractors which features (i) slot machine(s), (ii) gambling device(s), (iii) simulated gambling device(s), or (iv) any mechanical, electrical, video, electronic, or other device, contrivance or machine which after insertion or conveyance of a coin, debit card, credit card, cash, token or similar object or upon payment of any required consideration whatsoever by a player, is available to be played or operated, and which, whether by reason of the skill of the player or application of the element of chance, or both, may deliver or entitle the player operating the machine to receive monetary compensation and/or redeemable game credits, or any other thing of value. This definition expressly includes 'fish game' 'fish game table' 'fish game gambling table' however denominated that consists of a tabletop electronic display with one or more stations featuring buttons, joysticks, or other control(s) that delivers to the player cash, cash premiums, redeemable game credits or any other thing of value for successful play, whether the redeemable payout is made automatically from the machine or from an employee of the business location. This definition expressly excludes any business location which features bona fide amusement devices that pay nothing of value, cannot be adjusted to pay anything of value, provide only unredeemable free games, or provide only tickets redeemable for nonmonetary prizes consisting of toys or novelties of nominal value; crane games; coin-operated music machines; or any bona fide amusement device authorized within restaurants by Colorado Revised Statute § 44-3-103(47).

Adult motel means a hotel, motel or similar commercial establishment that offers accommodations to the public for any form of consideration and provides patrons with closed-circuit television transmission, films, motion pictures, video cassettes, slides, or

other media productions, however produced, which are characterized by the depiction or description of specified sexual activities or specified anatomical areas, and which commercial establishment has a sign visible from the public right-of-way which advertises the availability of this adult type of media production.

Adult motion picture theater means a commercial establishment that is distinguished or characterized by the showing, for any form of consideration, of films, motion pictures, video cassettes, slides, or similar photographic reproductions, on more than 100 days per year, that have an "X" rating or that have an emphasis on depicting or describing specified sexual activities or specified anatomical areas.

Adult theater means a theater, concert hall, auditorium, or similar commercial establishment that, for any form of consideration, regularly features persons who appear in a state of nudity or live performances which are characterized by an emphasis on exposure of specified anatomical areas or by specified sexual activities.

Commercial establishment means an establishment that may have other principal business purposes that do not involve the depicting or describing specified sexual activities or specified anatomical areas and still be categorized as a sexually oriented business. Such other business purposes will not serve to exempt such commercial establishments from being categorized as a sexually oriented business so long as one of its principal business purposes is the offering for sale or rental for consideration the specified materials that depict or describe specified sexual activities or specified anatomical areas. The term "commercial establishment" includes clubs, fraternal organizations, social organizations, civic organizations or other similar organizations with paid memberships.

Crane Game means an amusement machine that, upon insertion of a coin, bill, token, or similar object, allows the player to use one or more buttons, joysticks, or other controls to maneuver a crane or claw over a nonmonetary prize, toy, or novelty, none of which shall have a cost of more than twenty-five dollars, and then, using the crane or claw, to attempt to retrieve the prize, toy, or novelty for the player.

Employee means a person who works or performs in and/or for a sexually oriented business, regardless of whether or not said person is paid a salary, wage, or other compensation by the operator of said business.

Establishment of a sexually oriented business means and includes any of the following:

- (A) The opening or commencement of any such business as a new business;
- (B) The conversion of an existing business into a sexually oriented business;
- (C) The addition of a different sexually oriented business to any other existing sexually oriented business; or
- (D) The relocation of a sexually oriented business.

Foyer means an architectural element of a building that consists of an entry hall or vestibule that is completely enclosed and contains one door to provide access to areas outside of the building and a separate door to provide access to areas inside of the building.

Gambling Device means any device, machine, paraphernalia, or equipment that is used or usable in the playing phases of any professional gambling activity, whether that activity consists of gambling between persons or gambling by a person involving the playing of a machine; except that the term does not include a crane game.

Manager means an operator, who is employed by a sexually oriented business to act as a manager or supervisor of employees or is otherwise responsible for the operation of the business.

Nudity or state of nudity:

- (A) The appearance of human bare buttock, anus, male genitals, female genitals, or the areola or nipple of the female breast; or
- (B) A state of dress which fails, opaquely and fully, to cover human buttocks, anus, male or female genitals, pubic region, or areola or nipple of the female breast.

Nude model studio means any place where a person who appears in a state of nudity or displays "specified anatomical areas" is provided for money or any form of consideration to be observed, sketched, drawn, painted, sculpted, photographed, or similarly depicted by other persons.

Operator means includes the owner, custodian, manager, operator, or person in charge of any sexually oriented business.

Peep booth means a room, semi-enclosure or other similar area located within a sexually oriented business wherein a person may view representations of specified anatomical areas or specified sexual activities.

Person means an individual, proprietorship, partnership, corporation, limited liability company, association, or other legal entity.

Principal business purpose means any establishment, having as a substantial or significant portion of its stock in trade the items listed in Subsections (A) and (B) of the definition of adult bookstore, adult novelty store, or adult video store in this Section and having on the premises at least 30 percent of the establishment's display space occupied by the display of the items described therein.

Principal owner means any person owning, directly or beneficially:

- (A) Any membership or partnership interest in a limited liability company or limited liability partnership if such person has any legal control or authority over the management or operation of the entity; or

- (B) In the case of any other legal entity, five percent or more of the ownership interests in the entity, except for shareholders, but including such shareholders who are corporate officers or directors or who otherwise have any legal control or authority over the management or operation of the entity.

Public park means an area of land owned by a governmental entity or private association and intended to be used for recreational purposes, including any such land that contains no improvements and is intended only for open space purposes, and including any such land that is intended for use only for pathway purposes.

Sexually oriented business means an adult arcade, adult bookstore, adult novelty shop, adult video store, adult cabaret, adult motel, adult motion picture theater, adult theater, peep booth or nude model studio. The definition of sexually oriented business shall not include an establishment where a medical practitioner, psychologist, psychiatrist, or similar professional person licensed by the State of Colorado engages in medically approved and recognized sexual therapy, or a college, junior college or other institution which houses an adult model studio for artistic or educational purposes.

Seminude or seminudity means a state of dress in which clothing covers no more than the genitals, pubic region, and areola of the female breasts, as well as portions of the body covered by supporting straps or devices, which supporting straps or devices are used to support or enable the wearing of such clothing.

Simulated Gambling Device means a mechanically or electronically operated machine, network, system, program, or device that is used by an entrant and that displays simulated gambling displays on a screen or other mechanism at a business location, including a private club, that is owned, leased, or otherwise possessed, in whole or in part, by a person conducting the game or by that person's partners, affiliates, subsidiaries, agents, or contractors; except that the term does not include bona fide amusement devices, as authorized in Colorado Revised Statute § 44-3-103 (47), that pay nothing of value and cannot be adjusted to pay anything of value. "Simulated gambling device" includes: (I) A video poker game or any other kind of video card game; (II) A video bingo game; (III) A video craps game; (IV) A video keno game; (V) A video lotto game; (VI) A video roulette game; (VII) A pot-of-gold; (VIII) An eight-liner; (IX) A video game based on or involving the random or chance matching of different pictures, words, numbers, or symbols; (X) An electronic gaming machine, including a personal computer of any size or configuration that performs any of the functions of an electronic gaming machine; (XI) A slot machine, where results are determined by reason of the skill of the player or the application of the element of chance, or both, as provided by Article XVIII, § 9(4)(c) of the Colorado constitution; and (XII) A device that functions as, or simulates the play of, a slot machine, where results are determined by reason of the skill of the player or the application of the element of chance, or both, as provided by Article XVIII, § 9(4)(c) of the Colorado constitution. (b) "Simulated gambling device" does not include any pari-mutuel totalisator equipment that is used for pari-mutuel wagering on live or simulcast racing events and that has been approved by the director of the division of

racing events for entities authorized and licensed under article 32 of title 44 of the Colorado Revised Statutes.

Slot machine means any mechanical, electrical, video, electronic, or other device, contrivance, or machine which, after insertion of a coin, token, or similar object, or upon payment of any required consideration whatsoever by a player, is available to be played or operated, and which, whether by reason of the skill of the player or application of the element of chance, or both, may deliver or entitle the player operating the machine to receive cash premiums, merchandise, tokens, redeemable game credits, or any other thing of value other than unredeemable free games, whether the payoff is made automatically from the machines or in any other manner; except that the term does not include a crane game or vintage slot machine models introduced on the market in 1984, does not contain component parts manufactured in 1984 or thereafter and is not used for gambling purposes or limited gaming purposes.

Specified anatomical areas means as used herein means and includes any of the following:

- (A) Human genitals, pubic region, buttocks, anus or female breasts below a point immediately above the top of the areola, that are not completely and opaquely covered; or
- (B) Human male genitals in a discernibly turgid state even if completely and opaquely covered.

Specified criminal acts means sexual crimes against children, sexual abuse, sexual assault, or crimes connected with another sexually oriented business, including, but not limited to, distribution of obscenity, prostitution, or pandering.

Specified sexual activities means includes any of the following:

- (A) The fondling or other intentional touching of human genitals, pubic region, buttocks, anus or female breasts;
- (B) Sex acts, normal or perverted, actual or simulated, including intercourse, oral copulation, or sodomy;
- (C) Masturbation, actual or simulated;
- (D) Human genitals in a state of sexual stimulation, arousal, or tumescence; or
- (E) Excretory functions as part of or in connection with any of the activities set forth in Subsections (A) through (D) of this definition.

4-14-10 Adult Gaming Arcades

(A) Legislative Declaration. The Montrose City Council hereby adopts and incorporates the above recital clauses herein by reference in this Ordinance, finds the recitals as true and correct, and to constitute the legislative findings of the City

in support of the following ordaining sections. It is the purpose and intent of this Ordinance to promote the health, safety, morals, and general welfare of the residents and businesses of the City by affording time for City staff to conduct analysis of any impact from Adult Gaming Arcades, whether such uses are legal and, if so, can be appropriately sited within the city limits of the City of Montrose with appropriate regulation, or whether such uses are or should be prohibited.

(B) Imposition of Moratorium. A moratorium period is hereby declared on all new establishments not in existence or the relocation of existing establishments as of September 21, 2021, constituting Adult Gaming Arcades, Slot Machine, Gambling Device and Simulated Gambling Device from the effective date of this Ordinance, September 21, 2021, for the period of one hundred eighty (180) days to March 20, 2022 (inclusive), or until further action of the City Council ending or modifying this moratorium, whichever occurs first. Such further action shall be taken by resolution by the City Council accordingly. No applications pertaining to sales and use tax, amendments to the official zoning map, site development, liquor license, sign permit or building permit, any development permit, or renewal or transfer of any of the aforementioned shall be accepted for review by the City of Montrose for the moratorium period as defined herein.

(C) Repeal. This section (4-14-10) is repealed, effective March 20, 2022.

Being informed from the written documentation and oral testimonies, the City Council hereby determines that an emergency exists impacting the public health, safety and welfare, and warrant this moratorium as described to take effect immediately upon the effective date of this Ordinance _____, so that no new establishments engaged in Adult Gaming Arcade use as defined locate or existing establishments engaged in Adult Gaming Arcade use relocate within the municipal limits of the City of Montrose. Therefore the Council hereby finds that this Ordinance is necessary to the immediate preservation of the public peace, health, and safety, and this Ordinance shall be effective immediately upon adoption in accordance with Section 8, Article II of the Charter, and shall be published within ten (10) days, or as soon thereafter as possible.

This Ordinance shall be deemed severable. Should any phrase, term, section, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid or unlawful, the remainder of the Ordinance shall remain in full force and effect.

You will please take notice that the Montrose City Council will hold a hearing upon the above Ordinance and the question of its passage on first reading on Tuesday, the ___ day of _____, 2021, at the hour of 4:00 p.m. at the Elks' Civic Building in Montrose, Colorado.

INTRODUCED, READ and ADOPTED on this 21st day of September, 2021.

Douglas Glaspell, Mayor

David Frank, Mayor Pro Tem

Barbara Bynum, City Council

David Reed, City Council

Anthony Russo, City Council

ATTEST:

Lisa DelPiccolo, City Clerk

EMERGENCY ORDINANCE NO. 2560

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WHEREAS, the City’s Zoning and Business Regulations are updated from time to time; and

WHEREAS, there are now existing within the jurisdiction boundaries of the City of Montrose establishments that are engaged in the business of providing access to and the use of video gaming machines that accept money and/or tokens from patrons and pay monetary prizes that may fit the legal definition of slot machine, gambling device, and/or simulated gambling device prohibited under Colorado state law; and

WHEREAS, the businesses engaged in this activity referred herein as Adult Gaming Arcades sited within the jurisdictional boundaries of the City of Montrose have had secondary, negative impact upon neighboring business, the community and the public in the form of increased crime, to wit: illegal drug usage; illegal drug distribution; public intoxication; violent crime and increased calls for service at and around their locations from the Montrose Police Department; and

WHEREAS, a temporary moratorium on all new establishments not in existence or the relocation of existing establishments as of the effective date of this Ordinance, and on the acceptance of applications for, the process of, and the issuance of any permit, site plan approval, use tax licensure, sales tax licensure or any other official action of the City of Montrose permitting or having the effect of permitting Adult Gaming Arcades will allow time for the City Attorney’s Office, Montrose Police Department, City Manager’s Office, and/or other relevant legal authorities to conclude a review of existing establishment(s) and will help prevent prospective business operators from opening new businesses within the city limits that could be determined to be illegal simulated gambling establishments or otherwise prohibited; and

WHEREAS, this moratorium or zoning in progress ordinance is being enacted to provide the City staff with sufficient time to evaluate the use referred to herein as Adult Gaming Arcades; and

WHEREAS, after evaluation of the uses referred to hereinabove, City staff may deem it appropriate to develop land development regulations and business licensing regulations to define the use of ‘Adult Gaming Arcade,’ to regulate licensure and hours of permissible operation by such uses, and to specify particular zoning districts where said

uses may operate either as uses by right or as conditional uses or as non-conforming, prohibited uses under the code; and

WHEREAS, the City Council of the City of Montrose determines that it is necessary to impose a temporary, one-hundred-eighty-day (180) moratorium commencing on the date of passage of this ordinance to allow sufficient time for the conclusion of review; and

WHEREAS, the City Council of the City of Montrose has determined that the changes within this ordinance to the Municipal Code will further the health, safety, and welfare of the people of the City of Montrose; and

WHEREAS, Montrose City Council is adopting this Emergency Ordinance pursuant to its Home Rule Authority provided under the Colorado Constitution, Article XX, Section 6, and the Montrose City Charter, Article II, Section 8, which conveys police power authority to act for the benefit of and preservation of public property, health, peace, or safety within the City limits; and

WHEREAS, it is imperative to accomplish these amendments with all deliberate speed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTROSE, COLORADO that:

The following Section is added to Title 4, Chapter 14 Adult Business Regulations, of the Official Code of the City of Montrose, Colorado, including an amendment to Section § 4-14-1, and a new Section § 4-14-10. Title 4, Chapter 14, Section 10 is hereby added (§ 4-14-10), to read in full as follows:

4-14-1 Definitions

The following words, terms and phrases, when used in this Chapter, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

Adult arcade means any commercial establishment to which the public is permitted or invited where, for any form of consideration, one or more still or motion picture projectors, slide projectors, or similar machines, or other image or virtual reality producing machines, for viewing by five or fewer persons per machine at any one time, are used regularly to show films, motion pictures, video cassettes, slides, or other photographic, digital or electronic reproductions describing, simulating or depicting specified sexual activities or specified anatomical areas.

Adult bookstore, adult novelty store, or adult video store means a commercial establishment that, as one of its principal business purposes, offers for sale or rental for any form of consideration any one or more of the following:

- (A) Books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes or video reproductions, slides, or other visual representations, however produced, that depict or describe specified sexual activities or specified anatomical areas; or
- (B) Instruments, devices, or paraphernalia which are designed for use in connection with specified sexual activities.

Adult cabaret means a nightclub, bar, restaurant, concert hall, auditorium or other commercial establishment that features:

- (A) Persons who appear nude or in a state of nudity or seminudity; or
- (B) Live performances that are characterized by the exposure of specified anatomical areas or by the exhibition of specified sexual activities.

Adult Gaming Arcade means any business location, including a private club, that is owned, leased, or otherwise possessed, in whole or in part, by a person or by that person's partners, affiliates, subsidiaries, agents, or contractors which features (i) slot machine(s), (ii) gambling device(s), (iii) simulated gambling device(s), or (iv) any mechanical, electrical, video, electronic, or other device, contrivance or machine which after insertion or conveyance of a coin, debit card, credit card, cash, token or similar object or upon payment of any required consideration whatsoever by a player, is available to be played or operated, and which, whether by reason of the skill of the player or application of the element of chance, or both, may deliver or entitle the player operating the machine to receive monetary compensation and/or redeemable game credits, or any other thing of value. This definition expressly includes 'fish game' 'fish game table' 'fish game gambling table' however denominated that consists of a tabletop electronic display with one or more stations featuring buttons, joysticks, or other control(s) that delivers to the player cash, cash premiums, redeemable game credits or any other thing of value for successful play, whether the redeemable payout is made automatically from the machine or from an employee of the business location. This definition expressly excludes any business location which features bona fide amusement devices that pay nothing of value, cannot be adjusted to pay anything of value, provide only unredeemable free games, or provide only tickets redeemable for nonmonetary prizes consisting of toys or novelties of nominal value; crane games; coin-operated music machines; or any bona fide amusement device authorized within restaurants by Colorado Revised Statute § 44-3-103(47).

Adult motel means a hotel, motel or similar commercial establishment that offers accommodations to the public for any form of consideration and provides patrons with closed-circuit television transmission, films, motion pictures, video cassettes, slides, or

other media productions, however produced, which are characterized by the depiction or description of specified sexual activities or specified anatomical areas, and which commercial establishment has a sign visible from the public right-of-way which advertises the availability of this adult type of media production.

Adult motion picture theater means a commercial establishment that is distinguished or characterized by the showing, for any form of consideration, of films, motion pictures, video cassettes, slides, or similar photographic reproductions, on more than 100 days per year, that have an "X" rating or that have an emphasis on depicting or describing specified sexual activities or specified anatomical areas.

Adult theater means a theater, concert hall, auditorium, or similar commercial establishment that, for any form of consideration, regularly features persons who appear in a state of nudity or live performances which are characterized by an emphasis on exposure of specified anatomical areas or by specified sexual activities.

Commercial establishment means an establishment that may have other principal business purposes that do not involve the depicting or describing specified sexual activities or specified anatomical areas and still be categorized as a sexually oriented business. Such other business purposes will not serve to exempt such commercial establishments from being categorized as a sexually oriented business so long as one of its principal business purposes is the offering for sale or rental for consideration the specified materials that depict or describe specified sexual activities or specified anatomical areas. The term "commercial establishment" includes clubs, fraternal organizations, social organizations, civic organizations or other similar organizations with paid memberships.

Crane Game means an amusement machine that, upon insertion of a coin, bill, token, or similar object, allows the player to use one or more buttons, joysticks, or other controls to maneuver a crane or claw over a nonmonetary prize, toy, or novelty, none of which shall have a cost of more than twenty-five dollars, and then, using the crane or claw, to attempt to retrieve the prize, toy, or novelty for the player.

Employee means a person who works or performs in and/or for a sexually oriented business, regardless of whether or not said person is paid a salary, wage, or other compensation by the operator of said business.

Establishment of a sexually oriented business means and includes any of the following:

- (A) The opening or commencement of any such business as a new business;
- (B) The conversion of an existing business into a sexually oriented business;
- (C) The addition of a different sexually oriented business to any other existing sexually oriented business; or
- (D) The relocation of a sexually oriented business.

Foyer means an architectural element of a building that consists of an entry hall or vestibule that is completely enclosed and contains one door to provide access to areas outside of the building and a separate door to provide access to areas inside of the building.

Gambling Device means any device, machine, paraphernalia, or equipment that is used or usable in the playing phases of any professional gambling activity, whether that activity consists of gambling between persons or gambling by a person involving the playing of a machine; except that the term does not include a crane game.

Manager means an operator, who is employed by a sexually oriented business to act as a manager or supervisor of employees or is otherwise responsible for the operation of the business.

Nudity or state of nudity:

- (A) The appearance of human bare buttock, anus, male genitals, female genitals, or the areola or nipple of the female breast; or
- (B) A state of dress which fails, opaquely and fully, to cover human buttocks, anus, male or female genitals, pubic region, or areola or nipple of the female breast.

Nude model studio means any place where a person who appears in a state of nudity or displays "specified anatomical areas" is provided for money or any form of consideration to be observed, sketched, drawn, painted, sculpted, photographed, or similarly depicted by other persons.

Operator means includes the owner, custodian, manager, operator, or person in charge of any sexually oriented business.

Peep booth means a room, semi-enclosure or other similar area located within a sexually oriented business wherein a person may view representations of specified anatomical areas or specified sexual activities.

Person means an individual, proprietorship, partnership, corporation, limited liability company, association, or other legal entity.

Principal business purpose means any establishment, having as a substantial or significant portion of its stock in trade the items listed in Subsections (A) and (B) of the definition of adult bookstore, adult novelty store, or adult video store in this Section and having on the premises at least 30 percent of the establishment's display space occupied by the display of the items described therein.

Principal owner means any person owning, directly or beneficially:

- (A) Any membership or partnership interest in a limited liability company or limited liability partnership if such person has any legal control or authority over the management or operation of the entity; or

- (B) In the case of any other legal entity, five percent or more of the ownership interests in the entity, except for shareholders, but including such shareholders who are corporate officers or directors or who otherwise have any legal control or authority over the management or operation of the entity.

Public park means an area of land owned by a governmental entity or private association and intended to be used for recreational purposes, including any such land that contains no improvements and is intended only for open space purposes, and including any such land that is intended for use only for pathway purposes.

Sexually oriented business means an adult arcade, adult bookstore, adult novelty shop, adult video store, adult cabaret, adult motel, adult motion picture theater, adult theater, peep booth or nude model studio. The definition of sexually oriented business shall not include an establishment where a medical practitioner, psychologist, psychiatrist, or similar professional person licensed by the State of Colorado engages in medically approved and recognized sexual therapy, or a college, junior college or other institution which houses an adult model studio for artistic or educational purposes.

Seminude or seminudity means a state of dress in which clothing covers no more than the genitals, pubic region, and areola of the female breasts, as well as portions of the body covered by supporting straps or devices, which supporting straps or devices are used to support or enable the wearing of such clothing.

Simulated Gambling Device means a mechanically or electronically operated machine, network, system, program, or device that is used by an entrant and that displays simulated gambling displays on a screen or other mechanism at a business location, including a private club, that is owned, leased, or otherwise possessed, in whole or in part, by a person conducting the game or by that person's partners, affiliates, subsidiaries, agents, or contractors; except that the term does not include bona fide amusement devices, as authorized in Colorado Revised Statute § 44-3-103 (47), that pay nothing of value and cannot be adjusted to pay anything of value. "Simulated gambling device" includes: **(I)** A video poker game or any other kind of video card game; **(II)** A video bingo game; **(III)** A video craps game; **(IV)** A video keno game; **(V)** A video lotto game; **(VI)** A video roulette game; **(VII)** A pot-of-gold; **(VIII)** An eight-liner; **(IX)** A video game based on or involving the random or chance matching of different pictures, words, numbers, or symbols; **(X)** An electronic gaming machine, including a personal computer of any size or configuration that performs any of the functions of an electronic gaming machine; **(XI)** A slot machine, where results are determined by reason of the skill of the player or the application of the element of chance, or both, as provided by Article XVIII, § 9(4)(c) of the Colorado constitution; and **(XII)** A device that functions as, or simulates the play of, a slot machine, where results are determined by reason of the skill of the player or the application of the element of chance, or both, as provided by Article XVIII, § 9(4)(c) of the Colorado constitution. **(b)** "Simulated gambling device" does not include any pari-mutuel totalisator equipment that is used for pari-mutuel wagering on live or simulcast racing events and that has been approved by the director of the division of

racing events for entities authorized and licensed under article 32 of title 44 of the Colorado Revised Statutes.

Slot machine means any mechanical, electrical, video, electronic, or other device, contrivance, or machine which, after insertion of a coin, token, or similar object, or upon payment of any required consideration whatsoever by a player, is available to be played or operated, and which, whether by reason of the skill of the player or application of the element of chance, or both, may deliver or entitle the player operating the machine to receive cash premiums, merchandise, tokens, redeemable game credits, or any other thing of value other than unredeemable free games, whether the payoff is made automatically from the machines or in any other manner; except that the term does not include a crane game or vintage slot machine models introduced on the market in 1984, does not contain component parts manufactured in 1984 or thereafter and is not used for gambling purposes or limited gaming purposes.

Specified anatomical areas means as used herein means and includes any of the following:

- (A) Human genitals, pubic region, buttocks, anus or female breasts below a point immediately above the top of the areola, that are not completely and opaquely covered; or
- (B) Human male genitals in a discernibly turgid state even if completely and opaquely covered.

Specified criminal acts means sexual crimes against children, sexual abuse, sexual assault, or crimes connected with another sexually oriented business, including, but not limited to, distribution of obscenity, prostitution, or pandering.

Specified sexual activities means includes any of the following:

- (A) The fondling or other intentional touching of human genitals, pubic region, buttocks, anus or female breasts;
- (B) Sex acts, normal or perverted, actual or simulated, including intercourse, oral copulation, or sodomy;
- (C) Masturbation, actual or simulated;
- (D) Human genitals in a state of sexual stimulation, arousal, or tumescence; or
- (E) Excretory functions as part of or in connection with any of the activities set forth in Subsections (A) through (D) of this definition.

4-14-10 Adult Gaming Arcades

- (A) **Legislative Declaration.** The Montrose City Council hereby adopts and incorporates the above recital clauses herein by reference in this Ordinance, finds the recitals as true and correct, and to constitute the legislative findings of the City

in support of the following ordaining sections. It is the purpose and intent of this Ordinance to promote the health, safety, morals, and general welfare of the residents and businesses of the City by affording time for City staff to conduct analysis of any impact from Adult Gaming Arcades, whether such uses are legal and, if so, can be appropriately sited within the city limits of the City of Montrose with appropriate regulation, or whether such uses are or should be prohibited.

(B) Imposition of Moratorium. A moratorium period is hereby declared on all new establishments not in existence or the relocation of existing establishments as of September 21, 2021, constituting Adult Gaming Arcades, Slot Machine, Gambling Device and Simulated Gambling Device from the effective date of this Ordinance, September 21, 2021, for the period of one hundred eighty (180) days to March 20, 2022 (inclusive), or until further action of the City Council ending or modifying this moratorium, whichever occurs first. Such further action shall be taken by resolution by the City Council accordingly. No applications pertaining to sales and use tax, amendments to the official zoning map, site development, liquor license, sign permit or building permit, any development permit, or renewal or transfer of any of the aforementioned shall be accepted for review by the City of Montrose for the moratorium period as defined herein.

(C) Repeal. This section (4-14-10) is repealed, effective March 20, 2022.

Being informed from the written documentation and oral testimonies, the City Council hereby determines that an emergency exists impacting the public health, safety and welfare, and warrant this moratorium as described to take effect immediately upon the effective date of this Ordinance _____, so that no new establishments engaged in Adult Gaming Arcade use as defined locate or existing establishments engaged in Adult Gaming Arcade use relocate within the municipal limits of the City of Montrose. Therefore the Council hereby finds that this Ordinance is necessary to the immediate preservation of the public peace, health, and safety, and this Ordinance shall be effective immediately upon adoption in accordance with Section 8, Article II of the Charter, and shall be published within ten (10) days, or as soon thereafter as possible.

This Ordinance shall be deemed severable. Should any phrase, term, section, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid or unlawful, the remainder of the Ordinance shall remain in full force and effect.

You will please take notice that the Montrose City Council will hold a hearing upon the above Ordinance and the question of its passage on first reading on Tuesday, the 21st day of September, 2021, at the hour of 4:00 p.m. at the Elks' Civic Building in Montrose, Colorado.

INTRODUCED, READ and ADOPTED on this 21st day of September, 2021.

Douglas Glaspell, Mayor

David Frank, Mayor Pro Tem

Barbara Bynum, City Council

David Reed, City Council

Anthony Russo, City Council

ATTEST:

Lisa DelPiccolo, City Clerk

All Tangled Up Salon

1010 S Cascade Avenue, Suite B
Montrose, CO 81401
970-275-8801

September 13, 2021

To whom it may concern:

My salon is located in between The Spin and Win and David's Tables. I have rented a space in the building since September of 2019. In the time since I started renting at this location I have had a lot of problems with my neighbors and their customer base. There have been multiple times that I have found drug paraphernalia in the parking lot, including having Montrose Police Department come pick up a bag full of some sort of drugs. There are always a lot of people hanging around the building smoking, drinking, and yelling profanities. In January of this year my salon was involved in a burglary. The end goal of the burglary was to get into the office of The Spin and Win. They broke into my business, stole \$5,000 worth of things and then cut a hole in the wall to burrow their way into The Spin and Win's unit. At the end of August, I was involved in another burglary at the Salon. They came from David's Tables and into my unit.

Over the course of the last two years I have gone to the salon late at night a handful of times to show my camera footage to the police department. There have been stabbings, kidnappings, fights, and plenty of arrests happening next door to me.

I worry that all of this criminal activity is located right across the street from Pomona Elementary and that the criminal activity will escalate and not only put me and the girls in my salon at risk- but the kids in school.

I have had many clients to my salon refuse to come back for their services because of the customers that frequent the gambling places and have had a few negative reviews on google just because of who my neighbors are.

All these things have had a huge impact on my business, as well as my sanity. It is hard to work in an environment that feels so unsafe.

Thank you for your time,

Kiley Nicholas

Owner

Hispanic Affairs Project



17 N. 6th Street, Suite A, Montrose, CO 81401
PO Box 2024, Montrose, CO 81402
(970) 249-4115 · hapgj.org

Montrose City Council
City of Montrose
433 S 1st Street
Montrose, CO 81401

September 8, 2021

Dear Members of the Montrose City Council:

I am writing to express my concerns about the safety issues related to online gambling venues functioning in our community. For three years, the Hispanic Affairs Project was a tenant in the building located at 1010 S. Cascade Ave across from Pomona Elementary School. As soon as the online gambling business opened in this building, we began to have major safety concerns, not only for our staff and the community we serve, but also for the students at Pomona Elementary School.

While we respect most local businesses and their benefits to our community, with this particular business, the degree of loitering, littering, graffiti, and safety concerns increased significantly which impacted our ability to effectively serve our community. Our staff witnessed fights and almost gang-like groups confronting each other in the building parking lot. Additionally, vagrants began to hang around the building and sleep in the grass in front of the entrance to our office.

In September 2020, an individual was arrested outside of the building in front of our office. It was concerning to see our office parking lot filled with multiple vehicles from the Montrose Police Department (MPD). The following day I was in a meeting with my staff and looked out the window to see two MPD officers approaching the gambling business with their handguns drawn. On both occasions, we felt the need to close the window blinds and lock ourselves inside our office. If we felt threatened, then you can only imagine how the community we serve might feel upon coming to seek our services.

During the time we were tenants in the building, we called the owner of the building to express concerns and were told that there was nothing they could do and that we needed to call the MPD if we had concerns. We were in touch with Chief Hall to express our concerns. Since then, we have relocated our office to another location due to these safety concerns.

I encourage the City of Montrose to take action to address the safety concerns that stem from unregulated businesses such as online gambling to ensure the safety of our community.

Sincerely,

Ricardo Perez
Executive Director

To whom it may concern,

My name is Bryant Hunter, I am a local business owner that is in close proximity to "Tap in" and I am writing this letter to express some concerns.

Since the opening of "Tap in" there has been a lot of suspicious activity. The loitering has tremendously increased, there has been fights, littering of trash, and a lot of smoking in front of local businesses. There have been isolated incidents where it has been reported that people are opening car doors and even harassing people that are not affiliated with "Tap in". My greatest concern is that I have notice how the area is starting to feel unsafe, especially for children in the area.

My reason for this letter is to request the city to hopefully set stricter mandates as well as approve designated locations for business in categories such as "Tap in". Thank you so much for your consideration in this matter.

Thank you,


Bryant Hunter



To whom it may concern,

My name is Kaleigh Hinkson, and I am the owner and director of Elevation Academy of Dance. We are in our third season and, I am proud to say, a thriving small business in the Montrose community offering dance education for youth, as well as a Pre-Professional Student Company and Traveling Competitive Team not offered elsewhere in our area.

For the past several months we have had ongoing issues with the adult gaming facility next door, Tap In (we actually share an interior door with their unit). We have had to keep our doors locked during classes since the spring when one of their staff came into our lobby during classes demanding to see our surveillance footage because someone stole his bike. We have had issues ranging from drug addicts scratching at the lobby windows and trying to get in, drunk people vomiting in the parking area, domestic disturbances, and the list goes on (see below). The clientele this type of business attracts is scary and the situation has become increasingly unsafe. The area is absolutely unfit for my business and I am dealing with MANY concerned Montrose families. I have lost students, had to cancel rehearsals, and am afraid I cannot attract new clients with the area the way it is.

Some of the issues we have had:

- Customers, owner, and staff of Tap In smoking cigarettes inside their unit
- Customers, owner, and staff loitering in front of business doors and smoking cigarettes in front of business doors (despite being asked not to by myself and the landlord).
- Alcohol bottles found in parking area
- Cigarette butts thrown about the sidewalk, parking area, and under tree on sidewalk.
- Drunk people vomiting out of their car doors while dancers and parents are going to and from their cars
- Inappropriate screaming arguments in the parking area
- Suspicious activity until 4:00am every night (people going to and from cars, handing things in and out of car windows, smoking)
- They are leaving their business door open and blasting wildly inappropriate music while we have young dancers/parents going to and from their cars

(970)252-6321 | info@elevationacademyofdance.org

www.elevationacademyofdance.org



- Called police regarding them racing a crotch rocket up and down the sidewalk in front of my business
- Called police due to a man on drugs trying to get into the studio and trying to get into cars. This happened TWICE recently.
- Called police due to domestic disturbance. There was a woman crying and screaming, loud noises, a man screaming at her. This all happened in the back area of Tap In and we could hear it through our swamp cooler.
- I'm sure you have heard about the murder attempt and open gunfire that occurred on July 16th.
- During our summer classes the staff would stand outside when we closed and intimidatingly watch us walk to our cars.
- Called police on 8/30/21 regarding people yelling and fighting outside the Tap In back entrance

The major incidences continue to escalate, and we do not feel safe in our location. I am writing not to complain, but to make sure everyone is aware of the situation and to hopefully, find a solution. I have invested so much into this business, and we were growing and thriving (even through Covid) before Tap In opened. It is an absolute shame to see this kind of business allowed to operate and drive away good, honest businesses that are doing great things for our community and youth.

I hope you'll take this situation to heart and consider any options you may have. My contact information is below, and I look forward to hearing from you.

Sincerely,

Kaleigh Hinkson
Owner & Director
Elevation Academy of Dance

413 N. 1st St., Montrose, CO 81401

(970)252-6321 | info@elevationacademyofdance.org

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Kaleigh Hinkson
Owner & Director
Elevation Academy of Dance

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