

Town of Breckenridge – Winter 2020-2021: Temporary Outdoor Structures, Signs, and Outdoor Merchandise Frequently Asked Questions (FAQs)

This winter season, businesses in the Town of Breckenridge may have temporary outdoor structures and tents, retail stores may display additional retail merchandise outdoors, and all business may display additional signage. These additional allowances are due to the global COVID-19 pandemic. **The rules below apply beginning October 26, 2020** and are in effect through May 31, 2021 or until the Mayor of the Town of Breckenridge declares that the current public health emergency related to the coronavirus (COVID-19) pandemic no longer exists.

TEMPORARY OUTDOOR STRUCTURES (including tents).

Which uses are allowed temporary outdoor structures this winter? Uses whose normal indoor capacity is limited due to the public health emergency, including restaurants and retail stores.

Where may they be located? They must be installed on private property, and in the following order of available location. Location 1 is the highest and most preferable; location 4 is the lowest and least preferable. If an available location of higher preference exists on the property, the structure must be installed in the location of higher preference.

1. Existing deck, patio, or other hard surface area that is not a parking area, driveway, or walkway.
2. Non-required parking space(s).
3. Open space area (soft-surface such as grass, lawn, etc.) that is not a snow-storage area.
4. Required parking space(s).

Temporary outdoor structures may not be located on public property, driveways, walkways or snow storage areas.

Is a permit required? Approval from the following is necessary:

- Summit County Environmental Health
 - Inquire via email at EnvironmentalHealth@SummitCountyCO.Gov
- Red White and Blue Fire Protection District
 - Inquire via email at permits@rwbfire.org
- Town of Breckenridge Community Development Dept.
 - Submit [Development Permit application](#) (fee waived) to the Planning Division at chapinl@townofbreckenridge.com
 - Attach site plan showing:
 - structure location
 - structure dimensions
 - snow storage area equal to 25% of the area of the structure
 - property boundaries
 - Submit [Building Permit application](#) (fee waived) to the Building Division at building@townofbreckenridge.com
 - Attach:
 - manufacturer specifications on structure
 - documents showing means of egress
 - occupant load as determined by Summit County Environmental Health
 - For any lighting or electrical power used, have an electrician complete an [Electrical Permit application form](#) (fee waived) and submit to building@townofbreckenridge.com.
 - Final inspection from the Building Division to receive Certificate of Occupancy
- Town of Breckenridge Municipal Services Dept. (for modification of liquor license premises for commercial alcohol service)
 - Inquire via email at tarao@townofbreckenridge.com.

Are temporary outdoor structures allowed to be heated? Yes, but safety regulations apply. Details may be obtained from the Red White and Blue Fire Protection District.

Is outdoor lighting allowed around a temporary outdoor structure? Yes. Bistro lighting and decorative lighting (Christmas lighting) are allowed to be strung over walkways to temporary outdoor structures. Outdoor string lighting is encouraged but not required to be downcast or “Dark Sky” compliant.

SIGNS (All businesses)

What types of signs are allowed? All businesses are allowed to display the following on private property:

- Temporary signs
- Internally lit signs
- Sandwich board signs
- Leaning signs
- Banner signs
- Window signs.

Do the signs mentioned above require a permit? No. Only permanent signage requires a Sign Permit.

OUTDOOR DISPLAY OF MERCHANDISE (Retail)

What kind of merchandise are retail businesses allowed to display outdoors? Retail stores are allowed to display the following merchandise outdoors on private property:

- Merchandise which is actually offered for sale by the business.
- Clothing racks, shelving, or tables containing for sale merchandise not exceeding 12 ft. in length and 3 ft. in width.
- One (1) mannequin with for sale clothing items.

Where are retail businesses allowed to display outdoor merchandise? Merchandise may only be displayed outdoors as follows:

- On private property and commonly owned property with owner’s permission.
- On the property of the business which displays it.
- Location must maintain free and unobstructed access to and from the business which displays it.
- Location must not block visibility of or access to any adjacent property.
- Location must not be any required parking or loading spaces.

When are retail businesses allowed to display merchandise outside? Merchandise may lawfully be displayed only when the business which displays it is open. The merchandise must be stored inside when the business which displays it is closed, and must be removed if it becomes a hazard due to wind or weather conditions, or if it is in a state of disrepair.

Do retail businesses need a permit to display merchandise outdoors? No. Outdoor display is routinely monitored by Town staff and business owners will be contacted regarding any displays that do not meet the rules set above.