

RESOLUTION No. 2013-035

**A RESOLUTION OF THE
BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO
TO PLAN FOR LAND USE ISSUES AND LAND USE CODE REVISIONS**

WHEREAS, on September 25, 2012 the Board of County Commissioners of Ouray County, Colorado ("Board") adopted Resolution No. 2012-028 containing its list of priorities for modifications and amendments to the Ouray County Land Use Code ("Code"); and

WHEREAS, Resolution 2012-028 specifically provided that the priorities set forth in such Resolution would be revisited in six months to "assess progress and reevaluate priorities"; and

WHEREAS, following adoption of Resolution 2012-028, some of the priority issues have been completed; and

WHEREAS, the Board of County Commissioners is currently reviewing, in public hearing, changes to Section 9 – Visual Impact Regulations, as recommended by the Planning Commission; and

WHEREAS, the Board of County Commissioners and Staff are currently reviewing the entire Land Use Code in an effort to identify and clarify vague or unclear language and to align the Code language with historical County practices; and

WHEREAS, it is the Board's intent to complete a thorough review and make its *housekeeping* or non-substantive changes to the Land Use Code as quickly as possible; and

WHEREAS, the Board acknowledges that certain Code sections may require more substantive changes and certain issues or matters may necessitate the development of new sections to the Land Use Code.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO, AS FOLLOWS:

1. The following Code sections are currently in the public hearing process:
 - a. Section 9 – Visual Impact Regulations
 - b. Section 10 – Flood Hazard Regulations
2. The following Code sections have been reviewed and amendments proposed by the Board of County Commissioners and will be forwarded to the Planning Commission once all Code sections have been initially reviewed by the Board:
 - a. Section 1 - General Provisions
 - b. Section 2/3 - Zoning Districts
 - c. Section 4 – Non-Conforming Uses, Structures, and Parcels
 - d. Section 5 – Uses allowed by Special Use Permit
 - e. Section 17 – Exceptions, Exemptions, Variances
 - f. Section 19 – Administration and Enforcement
 - g. Section 20 – Zoning and Land Use Code Amendments
3. The following Code sections are currently under review by the Board and are pending additional changes or revisions:
 - a. Section 6 – Planned Unit Developments
 - b. Section 7 – Improvement Standards
 - c. Section 8 – Sign Regulations

4. The following Code sections have been reviewed by Staff and are pending review by the Board in a work session:
 - a. Section 22 – Definitions
 - b. Section 24 – Wildfire Mitigation Regulations
 - c. Section 26 – Land Dedications and Payments for School Purposes
 - e. Section 27 – Outdoor Lighting Regulations
 - f. Section 28 – Home Occupation/Businesses

5. The following sections may require extensive review and possible substantive changes:
 - a. Section 23 – Road Standards
 - b. Section 25 – Vested Property Rights
 - c. Section 29 – Oil and Gas Development

6. The following issues/concerns are not currently addressed in the Land Use Code:
 - a. Telecommunications Facilities and Infrastructure

7. Provisions of C.R.S. § 24-65.1-101, et seq, "Areas and Activities of State Interest" will continue to be examined and evaluated by the Board

APPROVED AND ADOPTED THIS 27 DAY OF OCT., 2013.

Voting for: Commissioners Fedel, Padgett and Batchelder
 Voting against: None

BOARD OF COUNTY COMMISSIONERS
 OF OURAY COUNTY, COLORADO



Michelle Nauer

Michelle Nauer, Clerk and Recorder

~~By: Linda Munson Haley, Deputy Clerk of the Board.~~

F. Mike Fedel

F. Mike Fedel, Chair

Lynn M. Padgett

Lynn M. Padgett, Vice-Chair

Don Batchelder

Don Batchelder, Commissioner