

RESOLUTION NO. 2013-012

**A RESOLUTION OF THE
BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO
TO APPROVE A PLAT AMENDMENT TO
LOGHILL VILLAGE UNIT I (Rec. # 122035), AND
LOT 35 OF LOGHILL VILLAGE UNIT II (Rec. #130386)**

WHEREAS, the Board of County Commissioners is authorized to consider plat amendments to properties subdivided and platted in Ouray County, Colorado pursuant to Part 1 of Title 30, Article 28 of the Colorado Revised Statutes, and the Ouray County Land Use Code; and

WHEREAS, Larry Harley, owner of Lot 6, Block F, Loghill Village Unit I, and the Family Cambria Trust, owner of Lot 35, Loghill Village Unit II, Filing 1 (collectively referred to as "Applicants"), filed an application for plat amendment adjusting the boundary between their two adjacent lots; and

WHEREAS, such plat amendment would result in the transfer of approximately 5.69 acres from Lot 35 – Loghill Village Unit II, Filing 1, to Lot 6, Block F, Loghill Village Unit I; and

WHEREAS, the two resulting parcels would maintain conformance to current zoning standards; and

WHEREAS, such plat amendment would not increase the existing density; and

WHEREAS, proper notice was sent to the owners of "Affected Properties" as defined in Section 6.12(B)(1)(a) of the Ouray County Land Use Code; and

WHEREAS, such notice also informed the owners of "Affected Properties" of their right to vote and comment in favor of or opposed to the proposed amendment; and

WHEREAS, 46 response were received from the owners of "Affected Properties", 43 in support of the amendment and 3 in opposition; and

WHEREAS, the Board of County Commissioners held a properly noticed public hearing on February 26, 2013 at 10:15 a.m. to take testimony and evidence from the County Land Use Staff, from the Applicants, and comments from interested members of the public; and

WHEREAS, the Board reviewed all presented materials regarding the subject plat amendment including the report and recommendation from Staff, minutes and resolution from the Planning Commission recommending approval of the application, all materials submitted by the Applicant/Agent; and statements from both Staff and the Applicants; and

WHEREAS, the Board called for public comment at the hearing and there was none.

NOW THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Ouray County, Colorado approves the subject application for plat amendment to transfer approximately 5.69 acres from Lot 35 – Loghill Village Unit II, Filing 1, to Lot 6, Block F, Loghill Village Unit I.

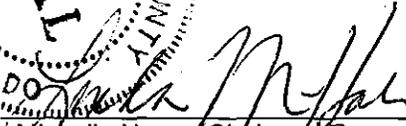
APPROVED AND ADOPTED THIS 12th DAY OF MARCH, 2013.

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

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO

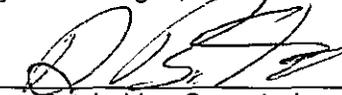


Attest:


Michelle Nauer, Clerk and Recorder
By: Linda Munson-Haley, Deputy Clerk of the Board


F. Mike Fedel, Chair


Lynn M. Padgett, Vice-Chair


Don Batchelder, Commissioner