

**RESOLUTION
BOARD OF COUNTY COMMISSIONERS
OURAY COUNTY**

**RE: TAVITAC Corporation – Ratification of Phasing Extensions and
Boundary Line Adjustment**

WHEREAS, at a public hearing on the 22nd day of April 2002, the Ouray County Board of Commissioners considered and approved upon Motion a request to extend the final approval application date for Phase I of the development of Elk Mountain Resort PUD to May 1, 2004 and for Phase II to May 1, 2007 and for a boundary line adjustment amending the property description; and

WHEREAS, TAVITAC Corporation, owner of Elk Mountain Resort PUD real property and development, also submitted a request to amend a previously approved preliminary plan/plat which was approved by the Ouray County Board of Commissioners on April 22, 2002; and

WHEREAS, the Ouray County Board of Commissioners has reviewed such requests in accordance with Section 6 of the Ouray County Land Use Code; and

WHEREAS, the Board of County Commissioners has previously found that the requested amendments are in the best interest of the County and are consistent with the stated purposes and objectives of the 1999 Ouray County Master Plan and the Ouray County Land Use Code.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. Pursuant to the provisions of Section 6 of the Ouray County Land Use Code, the Board of County Commissioners hereby ratifies its decision on April 22, 2002 as follows:
 - a. The Phase 1 expiration date is extended to May 1, 2004; and
 - b. The Phase 2 expiration date is extended to May 1, 2007; and
 - c. The boundary line adjustment amending the property description is approved.
2. Ratification of approval is conditioned upon the Applicant providing the County a construction cost estimate on or before July 31, 2005.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OURAY, COLORADO

Don Batchelder, Chairman

Tom Hollenbeck, Commissioner

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

Heidi Albritton, Commissioner