

**RESOLUTION  
BOARD OF COUNTY COMMISSIONERS  
OURAY COUNTY**

**Re: Amendment to Section 9, Ouray County Land Use Code**

**WHEREAS**, Randal Fischer, Petitioner, has submitted to Ouray County a request to amend Section 9 of the Ouray County Land Use Code to delete a portion of County Road 1, lying between County Road 24 and the south intersection of County Road 1-A and County Road 1, from the designated roadways subject to Visual Impact Regulations under Subsection 9.3 "Criteria and Standards"; and

**WHEREAS**, Section 9 of the Ouray County Land Use Code was properly adopted through a quasi-legislative process; and

**WHEREAS**, on June 21, 2005, the Ouray County Planning Commission held a public hearing on such request and upon due consideration of the evidence before it, recommended a denial of such request to the Ouray County Board of County Commissioners; and

**WHEREAS**, the Board of County Commissioners has reviewed the request in accordance with Section 20 of the Ouray County Land Use Code during public hearings scheduled and noticed at a regular meeting of the Board of County Commissioners on July 11, 2005 and on August 8, 2005; and

**WHEREAS**, based upon the evidence presented, the proposed legislative amendment does not meet the goals and objectives of the Ouray County Master Plan; and

**WHEREAS**, evidence presented demonstrates that reasonable bases exist for subjecting said portion of County Road 1 to the Visual Impact Regulations contained in Section 9 of the Ouray County Land Use Code.

**NOW, THEREFORE, BE IT RESOLVED**, that the Ouray County Board of County Commissioners of Ouray, Colorado finds that the evidence presented does not support the requested amendment to Section 9, of the Ouray County Land Use Code. The Ouray County Board of County Commissioners adopts the Planning Commission's recommendation and hereby **DENIES** the requested amendment.

Approved this 22<sup>nd</sup> day of August, 2005

BOARD OF COUNTY COMMISSIONERS  
OF OURAY COUNTY, COLORADO

ATTEST:

\_\_\_\_\_  
Don Batchelder, Chair

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Michelle Nauer,  
Clerk and Recorder

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Heidi M. Albritton, Vice-Chair

By: \_\_\_\_\_  
Linda Munson-Haley  
Deputy Clerk of the Board

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Kristi R. Westfall, Commissioner Member