

WHEREAS, the Land Use Department staff has submitted a new, replacement definition of "Structure" contained in Section 22 of the Ouray County Land Use Code to address visual impacts of oil and gas exploration activities, solar panels and other structures which have not previously been addressed in order to preserve the scenic beauty, rural setting, and character and the dominating influence of the natural environment of Ouray County; and

WHEREAS, the Planning Commission has reviewed the Land Use Department staff's recommendations and made recommendations of approval with modifications to the Ouray County Board of County Commissioners; and

WHEREAS, the Board of County Commissioners has reviewed the Planning Commission's recommendation in accordance with Section 2.4 of the Ouray County Land Use Code; and

WHEREAS, the Board of County Commissioners finds that it is necessary to apply the Visual Impact Regulations to a variety of structures in order to protect the public health, safety and welfare.

NOW, THEREFORE, BE IT RESOLVED, that in accordance with Section 2.4 of the Ouray County Land Use Code, the Board of County Commissioners does hereby accept the recommendation of the Ouray County Planning Commission and hereby adopts the following amendments to the Ouray County Land Use Code:

SECTION 1

Sections 3.4 A. (2), 3.4 B. (2), 3.4 C. (2), 3.4 D. (2), 3.4 E. (2), 3.4 F. (2), 3.4 G. (2), and 3.4 H. (2) of the Ouray County Land Use Code are amended to add a new subsection for "Oil and gas exploration and facilities" as an additional use.

SECTION 2

Section 22, Definitions, of the Ouray County Land Use Code shall be amended to add a new definition as follows:

OIL AND GAS EXPLORATION AND FACILITIES. A site for oil and/or gas exploration or production of petroleum and/or gas and equipment, and/or facilities and/or appurtenances, which shall include, but not be limited to: separators, dehydrators, pumping units, tank batteries, gathering lines and/or water collection lines, drip stations, vent stations, pigging facilities, chemical injection stations, transfer pump stations and valve box, well head compression facility, storage yards or construction staging areas, compressor stations, water injection stations and gas treating facilities.

SECTION 3

The definition of "Structure" contained in Section 22 of the Ouray County Land Use Code shall be amended to read as follows:

That which is built or constructed, an edifice or building of any kind, or any piece of work artificially built up or composed of parts joined together in some definite manner.

PASSED in open meeting on August 16, 2005.

Voting in the affirmative: Linda Ingo, Lynn Connaughton, Howard Greene, Brian Kolowich, and Alan Staehle

Voting in the negative: None

Absent: Carey Skoumal

THE OURAY COUNTY PLANNING COMMISSION

By: Linda Ingo
Linda Ingo, Chairperson

ADOPTED this 16th day of August, 2005.

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO



ATTEST:

Michelle Nauer
Michelle Nauer, Clerk and Recorder

By: Linda Munson-Haley
Linda Munson-Haley,
Deputy Clerk of the Board

Don Batchelder
Don Batchelder, Chairperson

Heidi Albritton
Heidi Albritton, Commissioner

Kristi Westfall
Kristi Westfall, Commissioner