

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS  
OF OURAY COUNTY, COLORADO TO APPROVE THE  
SPECIAL USE PERMIT FOR PORTER & CHESSIE, LLC**

**WHEREAS**, Porter & Chessie, LLC (“Applicant”) has filed its application for a Special Use Permit to allow mixed commercial uses within two existing buildings located on Lots 4-16 of Block 4 in Colona, Colorado (“Application”); and

**WHEREAS**, notice of a Public Hearing on such Application was published on May 5, 2006 in the Ouray Plaindealer and once on May 10, 2006 in the Ridgway Sun and the Board of County Commissioners of Ouray County, Colorado (“Board”) held a public hearing on the Application on May 22, 2006 at 10:00 a.m.; and

**WHEREAS**, on May 22, 2006 the Board reviewed the Application and supporting materials and heard public comment on the Application; and

**WHEREAS**, based upon the Application, supporting materials, Staff Report and public comments, the Board has determined that the Application meets the conditions and criteria set forth in the Ouray County Land Use Code (“LUC”) for a Special Use Permit and otherwise complies with the applicable provisions of the LUC; and

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

- 1. The Application for a Special Use Permit is approved to permit mixed commercial uses in two existing buildings owned by the Applicant and located on Lots 4-16 of Block 4 in Colona, Colorado, subject to compliance with all other applicable provisions of the LUC and/or the Uniform Building Code.
- 2. Pursuant to Section 5.3A(11) of the LUC, the Board shall require an annual review of the Special Use Permit by Ouray County Land Use Staff to ensure continued compliance with the criteria set forth in Section 5.3A of the LUC for a Special Use permit. The Applicant shall correct any issues of non-compliance and if such concerns cannot be adequately addressed, the Special Use Permit shall be placed on the Board’s agenda for any necessary adjustments.

APPROVED BY THE BOARD OF COUNTY COMMISSIONERS ON THE 22<sup>nd</sup> day of MAY 2006. THE ACTION IS HEREBY RATIFIED AND RESOLUTION 2006-040 IS HEREBY ADOPTED THIS 5<sup>th</sup> DAY OF JUNE , 2006.

Board of County Commissioners of  
Ouray County, Colorado

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Heidi M. Albritton, Chair

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Don Batchelder

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Kristi R. Westfall, Vice-Chair

ATTEST:

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