

**A RESOLUTION OF THE
OURAY COUNTY BOARD OF ZONING ADJUSTMENT
TO DENY A REAR-YARD SETBACK VARIANCE FOR ALVIN CHAMP**

WHEREAS, Alvin Champ, (“Applicant”) has filed an application to allow a variance from the setback requirements described in Section 3.4 H.(5) of the Ouray County Land Use Code (“LUC”) for the property known as Section 24, T44N, R8W, N.M.P.M, more particularly located 14770 US Highway 550 (“Application”); and

WHEREAS, notice of a Public Hearing on such Application was published on September 22, 2006 and September 29, 2006 in the Ouray Plaindealer and on September 27, 2006 in the Ridgway Sun and the Board of County Commissioners of Ouray County, Colorado (“Board”) held a public hearing on the Application, originally scheduled for October 2, 2006, continued to October 23, 2006, and ultimately continued to November 6, at 2:30 p.m.; and

WHEREAS, on November 6, 2006 the Board reviewed the Application and supporting materials related to the Application; and

WHEREAS, based upon the Application by Alvin Champ, supporting materials, and the Staff Report, the Board has determined that “peculiar and exceptional practical difficulties” do not exist on the property and denial of the variance does not create an “undue hardship upon the owner” as described in Section 19.7.D (3) of the LUC;

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

- 1. The application for a variance to the minimum setback requirements set forth in Section 3.4 H.(5) of the LUC is denied.

APPROVED AND ADOPTED THIS 13th DAY OF NOVEMBER 2006, RATIFYING ACTION TAKEN ON **NOVEMBER 6, 2006.**

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO SITTING
AS THE BOARD OF ZONING ADJUSTMENT

Attest:

Heidi M. Albritton, Chair

Don Batchelder, Vice Chair

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

Kristi R. Westfall, Member

