

**A RESOLUTION OF THE
BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO
EXTENDING THE SEASONAL CLOSURE OF OURAY COUNTY ROADS 2 AND 4**

WHEREAS, Resolution No. 2005-012 was adopted by the Board of County Commissioners of Ouray County, Colorado ("Board") on March 14, 2005 ("Closure Resolution") and described the seasonal closure of County Roads 2 and 4 in and around the Billy Creek State Wildlife Area ("SWA"); and

WHEREAS, the Closure Resolution allowed for the closure of Ouray County Road 2 and Ouray County Road 4 to all public use for a period from January 1 through March 31 of each year; and

WHEREAS, personnel representing the Colorado Division of Wildlife ("DOW") have requested that the Board consider extending the seasonal closure as described in the Closure Resolution until April 30, 2007, to coincide with the DOW closure of the Billy Creek SWA; and

WHEREAS, the Board has considered the request of the DOW for extending the closure of County Roads 2 and 4 through April 30, 2007 and concurs with the benefits to the big game animals that use the Billy Creek SWA for winter range if the road closure is extended to April 30, as well as to minimize damage to adjacent private land from big game animals; and

WHEREAS, the Board has discussed with the DOW the necessity of adopting an intergovernmental agreement between the Board and the DOW to more effectively address the issues relating to the closure of county roads for periods exceeding ninety days in any one calendar year, as well as enforcement of such closure and the respective authority and obligations of the parties when the closure is effected; and

WHEREAS, the parties are desirous of addressing the short-term needs of the DOW by extending the closure of Ouray County Roads 2 and 4 through April 30, 2007 and addressing the long-term needs by working together, prior to the 2008 closure, to adopt a mutually beneficial IGA; and

WHEREAS, C.R.S. §42-4-111(1)(y) provides that the Board may regulate the local movement of traffic or the use of local streets, within the reasonable exercise of the Board's police power;

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

1. The closure of Ouray County Roads 2 and 4 to all public use shall be extended through April 30, 2007. Ouray County Roads 2 and 4 shall be open to all public use beginning on May 1, 2007.
2. All other provisions set forth in the Closure Resolution shall remain in full force and effect.

APPROVED AND ADOPTED THIS 16th DAY OF **APRIL, 2007**.

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO

Attest:

Don Batchelder, Chair

Heidi M. Albritton, Vice Chair

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

K. Keith Meinert, Member