

**A RESOLUTION OF THE
BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO
TO APPROVE A TEMPORARY SPECIAL USE PERMIT FOR HERITAGE INN AND SUITES
OF KANSAS CITY, INC. AND HT HERITAGE INN OF ERIE, LLC**

WHEREAS, Heritage Inn of Fairway Pines, L.L.C. and Strategic Real Estate Group (“Heritage”) have filed an application for a Temporary Special Use Permit to allow Heritage to operate a golf shop facility and driving range from the existing maintenance building located at 105 Badger Trail North, Ridgway, CO (“Application”); and

WHEREAS, notice regarding the Application and the public hearing was published on February 22 and February 29, 2008 in the Ouray Plaindealer and on February 27 and March 5, 2008 in the Ridgway Sun; and

WHEREAS, the Board of County Commissioners of Ouray County, Colorado (“Board”) conducted a public hearing at its regularly scheduled and noticed meeting on March 10, 2008; and

WHEREAS, the Board reviewed the Application and supporting materials and heard public comment on the Application and has determined that the Application complies with the definition of a “Temporary Use” as such term is defined in the Ouray County Land Use Code (“LUC”) and otherwise complies with the provisions of the LUC for a Special Use Permit; and

WHEREAS, Heritage is the owner of the properties affected by the Application and the properties have been used as a maintenance building and driving range since approximately 1992;

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

1. The Temporary Use – Special Use Permit to allow Heritage to conduct golf operations (including the existing driving range) from the existing maintenance building located at 105 Badger Trail North, Ridgway, CO is approved. The specific uses allowed shall be merchandise sales, tee time booking, limited food and beverage sales, liquor sales, driving range management and sales, tournament coordination, membership coordination, golf cart rentals / golf lessons, office and membership related activities.
2. Approval of the Temporary Use – Special Use Permit is subject to the following conditions:
 - a. No liquor may be sold in relation to the approved Temporary Use – Special Use Permit unless the Applicant has a valid, approved liquor license in effect.
 - b. Only pre-packed food and beverages may be sold from the temporary golf shop facility. On-site food preparation shall not be allowed. Catered events shall be allowed.
 - c. The Temporary Special Use Permit shall be allowed for 180 consecutive calendar days, beginning April 20, 2008 and ending on October 17, 2008.

APPROVED AND ADOPTED THIS ____ DAY OF MARCH 2008, effective March 10, 2008.

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO

Attest:

K. Keith Meinert, Chair

Don Batchelder, Vice Chair

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

Heidi M. Albritton, Commissioner Member