

**A RESOLUTION OF THE  
BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO  
TO SET PRIORITIES FOR LAND USE CODE CHANGES**

**WHEREAS**, on July 9, 2007 the Board of County Commissioners of Ouray County, Colorado ("Board") adopted a list of priorities for modifications and amendments to the Ouray County Land Use Code ("Code") and such list of priorities was formalized by adoption of Resolution No. 2007-041; and

**WHEREAS**, the Board has since requested the Ouray County Land Use staff to submit a list of priorities for changes and modifications to the Code for 2009; and

**WHEREAS**, the interim County Planner and the Ouray County Attorney submitted a list of such priorities to the Board at the Board's regular meeting on January 5, 2009; and

**WHEREAS**, at the Board meeting on January 5, 2009, the various priorities and the method of addressing modifications and amendments to the Code was discussed, including the necessary staff time which may be required to address such Code changes and modifications; and

**WHEREAS**, the Board recognizes that because of other required staff priorities and the downsizing of the Ouray County Land Use Office staff, certain efficiencies must be made in order to continue to address necessary changes and modifications to the Code; and

**WHEREAS**, the Board recognizes that citizen-initiated Land Use Code amendments have required staff time in processing and analyzing such proposed amendments; and

**WHEREAS**, the Board recognizes the importance of the ability of citizens to have a voice in amendments and modifications to the Code, the Board believes that such citizen-initiated amendments should not take precedence over other pending land use matters; therefore, any citizen-initiated Code amendment will be processed by staff in the order in which it is received and will not have any priority over any other land use matter; and

**WHEREAS**, the Board recognizes that many sections of the Code are in need of analysis and updating; however, the Board is cognizant of the need to address certain land use issues that may have a more immediate and prominent effect on Ouray County as a whole; and

**WHEREAS**, the Board recognizes that certain amendments or modifications to the Code will make the Code itself, as well as the Staff time needed to process and analyze development proposals, more efficient; and

**WHEREAS**, the Board wishes to accomplish the proposed modifications and amendments as expeditiously as possible, understanding the constraints on staff time and Planning Commission schedules and with the overriding desire to ensure that the modifications and amendments are properly drafted and evaluated;

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

1. The immediate priorities for additions, modifications and amendments to the Code shall be in the following order and include the following sections:
  - a. Section 6.12 (formerly 6.13) to include additions to address boundary adjustments and minor amendments as well as to review the current requirement that any amendment be approved by two-thirds of affected property owners;

- b. A new section to address residential development of mining claims;
  - c. Amendments and modifications to Section 7 "Improvement Standards"; and
  - d. Amendments and modifications to Section 20.
2. These priorities shall be revisited in six months to assess progress and reevaluate priorities.
3. The Board acknowledges that other sections in need of review and amendments include Section 23, "Road Standards"; Section 19, "Administration:."; Section 9, "Visual Impact Regulations"; Section 8, "Sign Regulations"; Section 25, "Vested Property Rights" (specifically a proposal made by Commissioner Don Batchelder to address density in the Valley Zone); Section 14, "Solid Waste Site Regulations"; a new proposal for assisted living residences; and an administrative guide as a companion to the Code.

APPROVED AND ADOPTED THIS 12<sup>th</sup> DAY OF JANUARY, 2009, RATIFYING ACTION TAKEN ON JANUARY 5, 2009.

BOARD OF COUNTY COMMISSIONERS  
OF OURAY COUNTY, COLORADO

Attest:

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K. Keith Meinert, Chair

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Don Batchelder, Vice Chair

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

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Heidi M. Albritton, Commissioner Member