

**A RESOLUTION OF THE  
BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO  
DENYING AN APPLICATION FOR A CODE AMENDMENT REQUESTED BY  
STEVE JORDAN / ROBERT SAVATH**

**WHEREAS**, the Board of County Commissioners of Ouray County ("Board") received a request from Robert Savath, as agent for Steve Jordan ("Applicant"), pursuant to Section 20.2 B of the Ouray County Land Use Code ("Code"), seeking to amend Section 20.3.A of the Code as follows: "The area in question abuts an existing district having the zoning desired, *or abuts actual historic development having equal or greater density than that which is proposed*" ("Application"); and

**WHEREAS**, the Ouray County Planning Commission held a public hearing on the requested amendment on November 18, 2008 at which time the Planning Commission recommended denial of the application; and

**WHEREAS**, on March 2, 2009 at 10:15 a.m. the Board conducted a public hearing on the requested amendment; and

**WHEREAS**, notice of the scheduled public hearing was published on February 13 and February 20, 2009 in the Ouray County Plaindealer and on February 18 and 25, 2009 in the Ridgway Sun, as required by Section 20.2 B (4) of the Code; and

**WHEREAS**, based upon the request of the Applicant, the supporting materials and Staff Memorandum and information and testimony provided from the Applicant and the members of the public, the Board determined that the requested Code amendment could not serve the interests of Ouray County as a whole, may permit arbitrary and capricious decisions, and was without any objective criteria in application and, therefore, the Board denied the Application;

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

1. The Application for the Code amendment described above is denied.

APPROVED AND ADOPTED THIS \_\_\_\_ DAY OF MARCH, 2009 ratifying action taken by the Board on March 2, 2009.

BOARD OF COUNTY COMMISSIONERS  
OF OURAY COUNTY, COLORADO

Attest:

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Heidi M. Albritton, Chair

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K. Keith Meinert, Vice-Chair

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

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Lynn M. Padgett, Commissioner