

RESOLUTION No. 2010-007
Amendment to Resolution 2009-030

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

WHEREAS, on July 6, 2009 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. 2009-030; and

WHEREAS, Resolution 2009-030 provided that the priorities set forth in such Resolution would be revisited in six months to "assess progress and reevaluate priorities"; and

WHEREAS, on February 1, 2010 the Board discussed the status of Code changes and priorities during its regular meeting; and

WHEREAS, the Board recognizes that multiple 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 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; and

WHEREAS, the Board has determined to re-order and revise some of the priorities set forth in Resolution 2009-030, as set forth below;

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. Minor housekeeping changes to Section 23.1 B, "Ouray County Road Standards – Application of Standards";
 - b. Section 9, "Visual Impact Regulations", including any related sections, such as Section 22, "Definitions";
 - c. Section 19, "Administration", with a particular emphasis on changes to Section 19.2, "Site Development Permits"; and
 - d. Section 23, "Ouray County Road Standards".
2. The Board acknowledges that the priorities listed are flexible and that there may be instances in which related/companion Code sections may also require modifications in order to be compatible with amendments proposed in accordance with the list of priorities set forth above.
3. The Board may agree to modify the priorities at any time in order to address unexpected or extraordinary circumstances.

4. These priorities shall be revisited in six months to assess progress and reevaluate priorities.
5. The Board acknowledges that other sections in need of review and amendments include Section 7, "Improvement Standards"; Section 8, "Sign Regulations"; Section 20, "Amendments"; Section 24, "Wildfire Mitigation Regulations"; an evaluation of Section 29, "Oil and Gas Development" and possible modifications required by new legislation and rules adopted by the Colorado Oil and Gas Conservation Commission; consideration of personal care/assisted living facilities; water related issues and an administrative guide as a companion to the Code.
6. Possible new sections or regulations that the Board acknowledges may be required in the near future include:
 - a. Review of possible Land Use Code changes as may be suggested by the Ouray County Housing Authority as part of the affordable housing plan accepted by the Board on November 2, 2009.
 - b. Legislation to regulate medical marijuana dispensaries.

APPROVED AND ADOPTED THIS 9th DAY OF FEBRUARY, 2010.

BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO



Lynn M. Padgett, Chair




K. Keith Meinert, Vice-Chair



Heidi W. Albritton, Commissioner





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