556951 B: 765 P: 854 RES 02/09/2016 09:43:08 AM Page: 1 of 3 R 0.00 D Dallas Schroeder Recorder, Elbert County, Co

STATE OF COLORADO }
S ss
COUNTY OF ELBERT }

At a regular meeting of the Board of County Commissioners for Elbert County, State of Colorado held at the Courthouse in Kiowa on Wednesday, the 28th of October, 2015 A.D., there were present:

Robert Rowland

Commissioner Chairman

Kelly Dore

Commissioner Vice Chairman

Larry Ross

Commissioner

Dallas Schroeder

Deputy, Clerk to the Board

When the following proceedings, among others were had and done, to wit:

## RESOLUTION 15 - 22

SU 15-0016 QUAIL RUN GUN CLUB SPECIAL USE REVIEW AMENDMENT- A RESOLUTION TO APPROVE AN AMENDMENT TO THE EXISTING SPECIAL USE PERMIT IN SECTION 2, TOWNSHIP 8S, RANGE 64W. THE AMENDMENT WOULD ALLOW ONE OF THE EXISTING RANGES ON SITE TO BE CONVERTED INTO A 100 YARD HIGH POWER RANGE, AND TO ALLOW THE USE OF ALL HIGH POWER RIFLES UP TO AND INCLUDING 50 CALIBER.

WHEREAS, Quail Run Gun Club was approved by Special Use Review (SUR) 94-10 to allow certain shooting sports and was subsequently amended by SUR 99-09-10 for the provision of a shooting tower and boarding kennel; and was again amended by SUR 12-0002 to allow the addition of a hand gun range with expanded uses, weaponry and ammunition calibers; and

WHEREAS, Jerry and Annette William (hereinafter "Applicants") request approval of SU 15-0016 to amend the current special use permit to allow one of the existing ranges to be converted to a 100 yard range and allow the use of all high power rifles up to and including 50 caliber; and

WHEREAS, the Facility is located in a portion of Section 2, Township 8 South, Range 64 West, in Elbert County; and

WHEREAS, the existing zoning is Agricultural (A) and no change in zoning is proposed; and

WHEREAS, all other provisions and requirements of SUR 94-10, SUR 99-09-10, and SUR 12-0005 shall remain in effect; and

WHEREAS, the Planning Department has made the following Findings related to this application:

- 1. Applicants have submitted and complied with the general provisions for Special Use Applications as defined in Part II, Section 17, B, of the Elbert County Zoning Regulations.
- 2. The application is also in compliance with the specified intent for a firing range within the Elbert County Zoning Regulations; and

SU 15-0016 QUAIL RUN GUN CLUB SPECIAL USE REVIEW AMENDMENT

WHEREAS, on October 6, 2015, a public hearing was held with presentations by Staff and Applicants, and there was a request for public comment; and

WHEREAS, the Planning Commission approved the recommendation 6 to 0, the Planning Commission forwarded a recommendation for approval to the Board of County Commissioners to "approve" the amendment; and

WHEREAS, the Board of County Commissioners, having found that this hearing was properly noticed, and having reviewed the recommendations of the Planning Commission, and having reviewed the documentation of the applicant and listened to the presentation of the applicant and Staff, and having listened to all public comment, and being fully advised in the premises;

**BE IT THEREFORE RESOLVED**, the Board of County Commissioners do hereby approve SU15-0016 Quail Run Gun Club Special Use Permit with conditions of approval to include:

- 1. If five (5) or more signed, verifiable, complaints are lodged within a single year, the Special Use will be reviewed by the County.
- 2. The applicant will comply with all requirements as defined in the Development Guide for Quail Run Gun Club LLC. Those requirements include, but are not limited to, specific information on hours of operation, allowable activities, and a commitment to the Best Management Practices described in the Development Guide.
- 3. The Special Use Exhibit and associated Development Guide will be recorded with the Elbert County Clerk and Recorder within 90 days of Board of County Commissioners' approval.
- 4. The requested Special Use will not become effective until all conditions are met, and documents recorded.
- 5. Adopt the findings enumerated herein.

Upon a motion duly made and seconded, the foregoing resolution was adopted by the following

vote:

ROBERT ROWLAND, CHAIRMAN

LARRY ROSS, COMMISSIONER Chemina

SEAL \*

ATTEST:

DALLAS SCHROEDER

**COUNTY CLERK** 

BY:

DALLAS SCHROEDER

Deputy, Clerk to the Board