

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



Chris Richardson, CHAIRMAN AYE



Rick Pettit, COMMISSIONER AYE



Grant Thayer, COMMISSIONER AYE

ATTEST: Dallas Schroeder
COUNTY CLERK

Date: 5/22/19

BY: 
DEPUTY CLERK TO THE BOARD- Amanda Moore

Date: 5/22/19





as a part of the application process for Minor Oil and Gas Facilities/Operations; and.

WHEREAS, the County recognizes that the definitions of "Major" and "Minor" oil and gas facilities/operations currently exist only in Part II, Section 27 of the ECZR.

WHEREAS, the County wishes to add definitions for "Major" and "Minor" oil and gas facilities that were in Part II, Section 27 of the Elbert County Zoning Regulations to Part II, Section 25: Definitions of the Elbert County Zoning Regulations.

WHEREAS, the County wishes to add definitions for certain oil and gas activities that trigger the need for building permits

WHEREAS, the County wishes to amend Part II, Section 17: Special Use by Review, Sub-Section A., 32. to read as follows:

32. Major Oil and gas Facilities/Operations: Such uses shall comply with Colorado State Regulations and all of the requirements of this section.

THEREFORE, the County finds it in the best interest of the County to void the current Elbert County "Oil and Gas Regulations" formally known as Part II, Section 27 of the Elbert County Zoning Regulations and to instead manage such applications as building permits through the Building Division at Elbert County, for the applicant to provide the above-stated Elbert County-Specific agreements in conjunction with other building permit related requirement and to adhere to State Regulations.

WHEREAS, the Planning Commission, on August 22, 2017, held a properly noticed public hearing on the proposed amendments to the ECZR. At this hearing there were presentations by Staff and there was a request for public comment. The public spoke to proposed changes in the Zoning changes. There was also discussion by Planning Commission members; and

WHEREAS, the Planning Commission is forwarding a recommendation for approval of the proposed amendment to the Elbert County Zoning regulations as submitted for consideration by the Board of County Commissioners; and

WHEREAS, on SEPTEMBER 26, 2017, the Board of County Commissioners held a properly notice public hearing on the proposed amendment to the Elbert County Zoning Regulations. Staff made presentations and public comment was received on the voiding and removal of Part II, Section 27: Administrative Review and MOU Process for Minor Oil and Gas Operations and Related Facilities.

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 Staff, and listened to the presentation of Staff, and having listened to all public comment, and being fully advised in the premise.



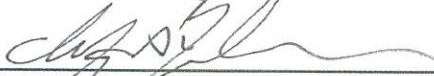


BE IT THEREFORE RESOLVED, the Board of County Commissioners do hereby
Approve the following amendments:


1. The complete removal and voiding of: Part II, Section 27: Administrative Review and MOU Process for Minor Oil and Gas Operations and Related Facilities; and
2. Addition of specific definitions for Minor and Major Oil and Gas Facilities/Operations plus definitions for certain activities requiring building permits to Part II, Section 25 of the Elbert County Zoning Regulations; and
3. Addition of the above-stated language to Part II, Section 17, Sub-Section A., 32.

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


_____ Aye
DANNY WILLCOX, CHAIRMAN


_____ Aye
CHRIS RICHARDSON, VICE CHAIRMAN


_____ Aye
GRANT THAYER, COMMISSIONER

ATTEST: 
DALLAS SCHROEDER
COUNTY CLERK

