

RESOLUTION NO. 2015-31
BOARD OF COUNTY COMMISSIONERS
OF RIO BLANCO COUNTY, COLORADO

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF RIO
BLANCO COUNTY, COLORADO, APPROVING MEEKER SOUTH TOWER SPECIAL
USE PERMIT 15-03, IN RIO BLANCO COUNTY, COLORADO**

WHEREAS, Commnet Inc. ("Applicant") is requesting a Special Use Permit for property located at 839 Little Rancho Drive South, owned by Patti Arnett in Rio Blanco County, Colorado; and

WHEREAS, the subject property is located in Section 20, Township 2S, North, Range 94 West, of the 6th Principal Meridian, specifically PIN#166720100066; and

WHEREAS, the applicant has proposed to install a wireless communication site, which includes a 120' tower, and ground electronic cabinets, enclosed by a 6' fence, with a 12' access road; and

WHEREAS, the property is currently zoned Rural Residential; and

WHEREAS, the Planning Commission, at the September 10, 2015 meeting, voted 4 for / 0 against to recommend to the Board of County Commissioners of Rio Blanco County, Colorado (Board) approval of the Special Use Permit 15-03

WHEREAS, the Board has reviewed applicable Colorado Statutes, the Rio Blanco County Master Plan, the Rio Blanco County Land Use Resolution (LUR), the materials submitted by Commnet Inc. (applicant), the materials submitted by members of the public at the hearing, the Planning Commission recommendations, and upon notice duly given conducted its own hearing on the Application in Meeker, Colorado.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF RIO BLANCO COUNTY, COLORADO FINDS AS FOLLOWS:

- A. The application is complete;
- B. The public hearings before the Board were extensive and complete, pertinent facts, matters, and issues were submitted, and any interested parties were given an opportunity to be heard at the hearing;
- C. The appropriate ad valorem taxes have been paid for the subject property, in accordance with Section 30-28-110 C.R.S.
- D. The record is complete;
- E. The proposed Special Use Permit is in the best interests of the health, safety, morals, convenience, order, prosperity and welfare of the citizens of Rio Blanco County.

THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Rio Blanco County, Colorado:

1. The Meeker South Tower Special Use Permit #15-03, is hereby approved.
2. If any section, subsection, sentence, clause, phrase or portion of this Resolution is, for any reason, held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Resolution. The Board of County Commissioners of Rio Blanco County, Colorado declares that it would have adopted this Resolution and each section, subsection, sentence, clause, phrase, or portion herein, despite the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions would be declared invalid or unconstitutional.


DULY MOVED, SECONDED, AND PASSED ON A VOTE OF 3 FOR AND 0 AGAINST THIS _____ DAY OF SEPTEMBER 2015.




ATTEST:


Boots Campbell
Clerk and Recorder

BOARD OF COUNTY COMMISSIONERS OF
RIO BLANCO COUNTY, COLORADO


Jeffery D. Eskelson, Chairman


Shawn J. Bolton, Commissioner


Jon D. Hill, Commissioner