

RESOLUTION NO. 2017-06
BOARD OF COUNTY COMMISSIONERS
OF RIO BLANCO COUNTY,
COLORADO

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
RIO BLANCO COUNTY, COLORADO, APPROVING LEE OVERTON LIMITED
IMPACT REVIEW PLIR-0001-16 IN RIO BLANCO COUNTY, COLORADO**

WHEREAS, Lee Overton ("Applicant") is requesting a Limited Impact Review PLIR-0001-16 located at 73550 Highway 64, owned by Douglas and Debra Overton in Rio Blanco County, Colorado; and

WHEREAS, subject property is located in Section 29, Township 1 North, 94 West, of the 6th Principal Meridian, specifically PIN # 140929400451; and

WHEREAS, the Applicant has proposed to operate a tire recycling facility; and

WHEREAS, the Board has reviewed applicable Colorado Statutes, the Rio Blanco County Master Plan, the Rio Blanco County Land Use Regulation (LUR), the materials submitted by the Applicant, the materials submitted by members of the public at the hearing on the Application in Meeker, Colorado on January 23, 2017, held upon notice duly given;

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

- A. The application is complete;
- B. The public hearing before the Board of County Commissioners was 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 record is complete;
- D. The proposed Limited Impact Review 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:

- A. The Lee Overton PLIR-0001-16, is hereby approved with the following conditions:
 1. ~~Overton Tire Recycling must acquire an approved Engineering and Development Operation Plan (EDOP) from the Colorado Department of Public Health and Environment /Hazardous Material and Waste Management Division, before commencing operations.~~
 2. All representations made by the Applicant in the application shall be conditions of this approval, unless specifically altered by the Board of County Commissioners.

3. The operation of the use shall be done in accordance with all applicable Federal, State, and local regulations governing the operation of this type of use.
4. Hours of operation will be from 7:00 AM to 7:00 PM.
5. Portable sanitary facilities must be maintained on the site.

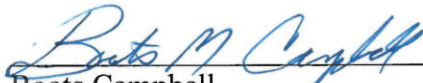
B. If any section, subsection, sentence, clause, phrase or portion of this Resolution is, for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Resolution. The Board 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.


C. Approval of this Limited Impact Review constitutes approval of a site specific development plan which establishes a vested property right, as provided by §24-68-101 C.R.S., et.seq. This vested right is valid for a period of 3 years from the date of publication of this approval. The Planning Department of Rio Blanco County, Colorado, will publish notice of this approval and vested right in the Meeker Herald as soon as possible.

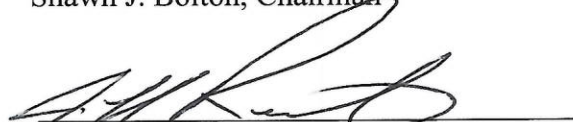
DULY MOVED, SECONDED, AND PASSED ON A VOTE OF 3 FOR AND 0 AGAINST, THIS 23 DAY OF JANUARY, 2017.

THE BOARD OF COUNTY
COMMISSIONERS OF
RIO BLANCO COUNTY, COLORADO

ATTEST:


Boots Campbell
Clerk to the Board

By: 
Shawn J. Bolton, Chairman


Jeff Rector, Commissioner


Si Woodruff, Commissioner

