

RESOLUTION NO. 2017- 15
BOARD OF COUNTY COMMISSIONERS
OF RIO BLANCO COUNTY,
COLORADO

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
RIO BLANCO COUNTY, COLORADO, APPROVING CHEVRON U.S.A. INC.
TYPE II PIPELINE SPECIAL USE BUILDING PERMIT
IN RIO BLANCO COUNTY, COLORADO**

WHEREAS, Chevron USA Inc. (“Applicant”) is requesting a Type II Pipeline Special Use Building Permit on property shown on Pipeline Re-Route Exhibit in Rio Blanco County, Colorado; and

WHEREAS, the subject property is located in SW/NW of Section 32, Township 2 North, Range 102 West of the 6 Principal Meridian., specifically PIN#13833200001; and

WHEREAS, the Applicant has proposed to replace 280 feet of 16” carbon steel pipeline. All but 10 feet of the replacement pipeline is inside the fenced area at Chevron’s CO2 Plant; and

WHEREAS, the owner of the property is Merit Partners, L.P and Merit Energy Partners III, L.P., and Applicant has the right of possession of the property pursuant to an Easement Agreement; and

WHEREAS, the Board of County Commissioners has reviewed applicable Colorado Statutes, the Rio Blanco County Master Plan, the Rio Blanco County Land Use Regulation (LUR), the materials submitted by Chevron U.S.A. Inc., the materials submitted by members of the public at the hearing;

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 Type II Pipeline Special Use Building 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:


The Rio Blanco Chevron U.S.A. Inc. Type II Pipeline Special Use Building Permit, is hereby approved with the following conditions:

1. All representations made by the Applicant are conditions of approval, unless specifically altered by the Board of County Commissioners.
2. Operations under the Permit shall be in accordance with all applicable Federal, State and Local regulation governing the operation of this type of use.
3. 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.
4. Approval of this Type II Pipeline Special Use Building Permit 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 17 DAY OF APRIL, 2017.

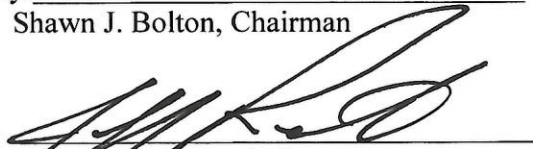
THE BOARD OF COUNTY
COMMISSIONERS OF
RIO BLANCO COUNTY, COLORADO

ATTEST:


Boots Campbell
Clerk to the Board



By: 
Shawn J. Bolton, Chairman


Jeff Rector, Commissioner


Si Woodruff, Commissioner