

RESOLUTION NO. 2018- 29
BOARD OF COUNTY COMMISSIONERS
OF RIO BLANCO COUNTY,
COLORADO

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
RIO BLANCO COUNTY, COLORADO, APPROVING BAR D SOLAR, LLC MAJOR IMPACT
REVIEW PMIR-0001-18 IN RIO BLANCO COUNTY, COLORADO**

WHEREAS, Bar D Solar, LLC (“Applicant”) is requesting a Major Impact Review PMIR-0001-18 located on land owned by TC LandCo, in Rio Blanco County, Colorado; and

WHEREAS, the subject property is located at 567 County Road 83, Meeker, CO 81641 in the South ½ of Section 34, Township 1 South, Range 98 West of the 6th Principal Meridian, specifically PIN#1659-032-00-001; and

WHEREAS, the applicant is requesting a 4MWac and 5.6MW-dc Solar Energy Facility; and

WHEREAS, the Planning Commission, at their June 28, 2018 meeting, voted 5 for / 0 against to recommend to the Board of County Commissioners of Rio Blanco County, Colorado (Board) approval of the Major Limited Review PMIR-0001-18; 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 the applicant, the materials submitted by members of the public at the hearing held pursuant to notice duly given in Meeker, Colorado on July 9, 2018;

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 Major 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:

The Bar D Solar, LLC PMIR-0001-18, is hereby approved with the following condition:

1. Applicant will obtain all County permits, including a Building Division permit, and a Road and Bridge County road access permit, and a Use Tax application for this project.
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.

3. Approval of this Major 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 9th DAY OF JULY, 2018.

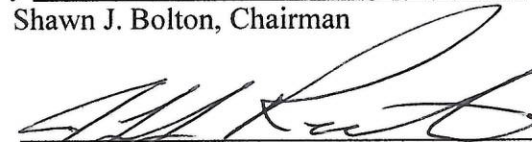
THE BOARD OF COUNTY COMMISSIONERS OF
RIO BLANCO COUNTY, COLORADO

ATTEST:


Boots Campbell
Clerk to the Board



By: 
Shawn J. Bolton, Chairman


Jeff Rector, Commissioner


Si Woodruff, Commissioner