

STATE OF COLORADO }
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 COUNTY OF ELBERT }

At a regular meeting of the Board of County Commissioners for Elbert County, State of Colorado, held at the Courthouse in Kiowa on Wednesday, the 13th day of November, 2019, there were present:

Christopher Richardson	Chair
Grant Thayer	Vice Chair
Rick Pettit	Commissioner
Amanda Moore	Deputy Clerk to the Board

When the following proceedings, among others were had and done, to wit:

**APPROVE
 RESOLUTION 19-58**

RZ-18-0056 FORGATH REZONE. A REQUEST TO REZONE A 40.48 ACRE PROPERTY FROM AGRICULTURE (A) TO AGRICULTURE RESIDENTIAL (AR) FOR A PARCEL OF LAND LOCATED AT 27400 COUNTY ROAD 5, ELIZABETH.

WHEREAS, the applicant, James Forgath, has submitted an application (Case No. RZ-18-0056) requesting approval to rezone a 40.48 acre parcel from Agriculture (A) to Agriculture Residential (AR) for a parcel of land located at 27400 County Road 5, Elizabeth; and

WHEREAS, the proposed project is located in Section 14, Township 9 South, Range 65 West of the 6th Principal Meridian in Elbert County; and

WHEREAS, the Community and Development Services Department and the Planning Commission made the following Findings related to the applications:

1. The proposal is in general conformance with the Elbert County Comprehensive Plan; and
2. The proposal meets the criteria for approval in the Elbert County Zoning Regulations; and
3. The Elbert County Subdivision Regulations are not applicable to this application; and
4. The proposed land use is compatible with existing and allowable land uses in the surrounding area; and
5. The proposed land use will not result in significant impact to the health, safety, and welfare of the residents and landowners of the surrounding area.

WHEREAS, on November 5, 2019, the Planning Commission held a public hearing on this application. At the hearing there were presentations by Staff and the applicant, and public comment was solicited. On a vote of 6 to 0 the Planning Commission forwarded their recommendations to the Board of County Commissioners for their consideration; and

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 applicant, and having listened to all public comment, and being fully advised in the premise.

BE IT THEREFORE RESOLVED, the Board of County Commissioners does hereby approve **RZ-18-0056 FORGATH REZONE** with conditions of approval to include:

1. The applicant will be required to remove the Public Hearing sign within seven (7) days of a decision by the Board of County Commissioners, and
2. The rezone request will not become effective until all fees are paid, conditions of approval are met, the Rezone Exhibit is recorded, and
3. Recordation of all appropriate documentation to occur within 180 days of Board of County Commissioners' approval.

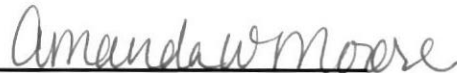
Upon a motion duly made and seconded, the foregoing resolution was adopted by the following vote:


CHRISTOPHER RICHARDSON


GRANT THAYER


RICK PETTIT

ATTEST: AMANDA MOORE
DEPUTY COUNTY CLERK

BY: 
Deputy Clerk to the Board

