

A G E N D A

FREMONT COUNTY COMMISSIONERS

February 12, 2008

9:30 a. m.

I) Call to Order

II) Pledge of Allegiance

III) Roll Call

IV) Approval of Agenda

V) Consent Agenda:

1. Approval of Minutes January 22, 2008

2. Approval of Bills, February 12, 2008

3. **SCHEDULING OF PUBLIC HEARING FOR MARCH 11, 2008:**

1. **REQUEST: EXTENSION OF CUP 98-3 ENERGY FUELS - SOUTHFIELD MINE**

Request approval for an extension of the time frame for completion of reclamation, by Energy Fuels Coal, Inc.. The extension of the Conditional Use Permit will be through April 14, 2017. The original Conditional Use Permit, Department file # **CUP 98-3 Energy Fuels - Southfield Mine** was issued for the operation of an underground coal mine, coal processing and coal loading. The mining operation ceased on December 2000. The portals were sealed and demolition of all structures and reclamation activities commenced in early 2001. The property is *located approximately 5 miles south of the city of Florence along Colorado Highway 67 and approximately 2 1/2 miles southwest of the intersection of Colorado Highway 67 and county Road #15, thence south approximately 1 mile along County Road #92.*

4. LIQUOR LICENSES

IOVINELLA GARY M
PENROSE PLAZA LIQUOR
930 ST. HWY 115
PENROSE, CO 81240

Retail Liquor Store License Renewal - Malt, vinous and spirituous

WHITEWATER BAR & GRILL INC.
WHITEWATER BAR & GRILL
45045 HWY 50 WEST
CANON CITY, CO 81212
Hotel and Restaurant Liquor License Renewal - Malt, vinous and
spirituous

VI) Administrative / Informational

1. Staff / Elected Officials
2. Citizens not already scheduled on agenda may address the board at this time.

VII) Old Business:

1. **REQUEST: SRU 99-003 TOP RAIL RANCH RECREATION CAMP**
Determination by the Board as to whether a violation of the conditions of the permit have occurred and to take action if it deems appropriate and consistent with the intent and purpose of the Fremont County Zoning Resolution including but not limited to, termination or limited suspension of the Special Review Use Permit, providing a reasonable time period for correction of any violations and imposition of additional permit conditions. The permit was issued for the operation of a rural recreational facility (a "year-round" facility which may include hunting, fishing, recreation and summer camp; shooting facility; photography, equestrian, habitat, ecology, astronomy studies; hiking, education, seminar facilities and the like), Department file number SRU 99-003 Top Rail Ranch Recreation Camp. The permit was issued to Ron Walker, for his property which is located approximately one (1) mile west of County Road #21, along a private access to the east property line in the Tallahassee Area. The property is zoned Agricultural Forestry and contains 2,822.63 acres. **This item was tabled during the September 11, 2007 Board meeting. The compliance deadline date of February 12, 2008 will address the building structure and the sewage disposal system violations.**

REPRESENTATIVE: Fremont County Department of Planning & Zoning

VIII) New Business:

1. 2008 Stationery Bid Award
2. Appointments to the Fremont County Planning Commission
3. Appointments to the Fremont County Board of Zoning Adjustment
4. Adoption of Noxious Weed Management Plan

5. **REQUEST: TRANSFER OF SRU 01-03 MELCHERT PROPERTY TOWER**

Request approval of the **transfer of Special Review Use Permit, Department file #SRU 01-03 Melchert Property Tower**, by GTP Acquisition Partners II, LLC, from Texas Telecommunications, L.P. (dba Alamosa, PCS) to Acquisition Partners II, LLC. The existing SRU is for the operation of a 195-foot high lattice tower for cellular communication purposes with co-locating capabilities. *The property is located approximately 1/3 mile South of the intersection of K Street and Colorado Highway 115, on the east side of K Street, in the Beaver Park Area.*

REPRESENTATIVE: Fremont County Planning & Zoning

4. **REQUEST: TRANSFER OF SRU 01-05 FREMONT PAVING (ALAMOSA PROPERTY) TOWER**

Request approval of the **transfer of Special Review Use Permit, Department file #SRU 01-05 Fremont Paving (Alamosa Property) Tower**, by GTP Acquisition Partners II, LLC. From Texas Telecommunications, L.P. (dba Alamosa, PCS) to GTP Acquisition Partners II, LLC. The existing SRU is for the operation of a 150-foot high lattice tower for cellular communication purposes with co-locating capabilities. *The property is located approximately 1/2 mile north of the city of Florence, on the West side of Colorado Highway No. 67.*

REPRESENTATIVE: Fremont County Department of Planning & Zoning

IX) **PUBLIC HEARINGS SCHEDULED FOR 10:00 A.M.:**

1. **REQUEST: ZC 07-002 FOUR MILE MINE ZONE CHANGE**

Request approval of a **Zone Change from the Agricultural Rural Zone District to the Agricultural Living Zone District, Department file # ZC 07-002 Four Mile Mine Zone change**, by Four Mile Decorative Stone LLC, applicant and Julia Javernick, owner, for property which is located *directly west of the intersection of Lincoln and Hale Streets, south of Adams Avenue to the Arkansas River, in the Four Mile Area*. The purpose of the zone change is to allow for a gravel mine operation on the subject property. The existing zone district does not permit mining. The property contains a greenhouse, a log house, a metal shop building, a metal barn and an oil well. The property to be zoned contains 60.78 acres. *(The proposed zone change will result in larger minimum lot size (from 4.5 minimum to 9.0 acres) thereby decreasing the potential density).*

REPRESENTATIVE: Angela Bellantoni, Environmental Alternatives, Inc.

2. **REQUEST: CUP 07-002 FOUR MILE MINE**

Request approval of a Conditional Use Permit, Department file # **CUP 07-002 Four Mile Mine, to allow surface mining and screening of gravel**, by Four Mile Decorative Stone LLC, applicant and Julia Javernick, owner, for property which is *located directly west of the intersection of Lincoln and Hale Streets, south of Adams Avenue to the Arkansas River, in the Four Mile Area*. The property contains a greenhouse, a log house, a metal shop building, a metal barn and an oil well. The property will be reclaimed to a private pond(s) (open space) and farmland. The property contains 60.78 acres.

REPRESENTATIVE: Angela Bellantoni, Environmental
Alternatives, Inc.