

**A G E N D A**  
**BOARD OF COUNTY COMMISSIONERS**

Tuesday, July 14, 2015  
9:30 a.m.

- I) Call to Order
- II) Invocation: David Grooters, Evangelical Free Church
- III) Pledge of Allegiance
- IV) Roll Call
- V) Approval of Agenda
- VI) Consent Agenda
  - 1. Approval of Minutes / June 23, 2015
  - 2. Approval of Bills for July 14, 2015 \$ 1,152,216.03
  - 3. Schedule Public Hearings for July 28, 2015 at 10 a.m.
    - a. Public hearing to consider adoption of the January 2015 Fremont County Pre-Disaster Mitigation Plan. The plan is available online at <http://www.fremontco.com/emergencyservices> or a hard copy can be reviewed at the County Administration Building - Room 106, 615 Macon Ave, Canon City, CO.
  - 4. Schedule Public Hearings for August 11, 2015 at 10 a.m.
    - a. Request: CDP 15-001 Royal Gorge Dinosaur Center  
Requesting approval of a Commercial Development Plan (CDP), Department file #CDP 15-001 Royal Gorge Dinosaur Center to allow Retail Sales, Exhibits, and Climbing Attractions by David & Zach Reynolds. The property is located on the north side of U.S. Highway 50, 1,000 feet east of the intersection of U.S. Highway 50 and Fremont County Road 3A. The proposed CDP property will contain 36.29 acres and is zoned Business and Agricultural Rural.
    - b. Request: ZC 15-001 Scheer – Business to Agricultural Estates  
Request approval of a Zone Change (ZC #1 application as per the Fremont County Zoning Resolution) from the Business Zone District to the Agricultural Estates Zone District, Department file #ZC 15-001 Scheer Zone Change, by Jaime Kelly and Craig Scheer, for the property which is located on the east side of Copper Gulch Road (aka Fremont County Road 27a), 0.3 miles south of Color Sweet Drive, in the Colorado Acres. The proposal is to allow for a future residence to be built on the property. Residences are not permitted in the Business Zone District.

- VII) Administrative / Informational
1. Staff / Elected Officials:
    - a. County Clerk's Monthly Report, Katie Barr, County Clerk and Recorder
  2. Citizens who wish to address the Commissioners on a matter not scheduled on the agenda
- VIII) Old Business:
1. Liquor License Renewal  
WHP Crossroads LLC  
DBA Crossroads Bar & Grill  
Hotel & Restaurant Liquor License  
13760 State Hwy 115 Penrose, CO  
Representative: William Peetz
- IX). New Business:
1. Presentation by Dr. John Kearney on the Colorado Mission of Mercy dental charity event scheduled in Cañon City for August 13-16, 2015.
  2. Ratify approval of signed Application and Resolution to the Colorado Department of Local Affairs / Division of Housing for funds for Single Family Owner Occupied Housing Rehabilitation Program.
  3. In consideration of support of Upper Arkansas Area Council of Governments' efforts to preserve housing for low-to-moderate income families by reducing the building permit fees by \$100 per unit rehabbed within County jurisdiction.
  4. In consideration of Water Tap Abandonment Request for the address of 201 N. 6<sup>th</sup> Street for a 5/8 inch water tap to a water main situated in Macon Ave.  
Representative: George Sugars, County Manager
  5. Ratify approval of signed Southern Colorado RETAC, Inc. Contract for funds Disbursement – Fiscal Year 2015 – 2016.
  6. In consideration of reappointing Michael Pullen to the Board of Zoning Adjustment for another term ending May 8, 2018.
- X) Public Hearings Scheduled at 10 a.m.
1. Request approval of a Conditional Use Permit, Department file #CUP 15-002 B & B Septage Treatment (Renewal of CUPs 05-001,95-5 & 93-13), by Byrd's Sewer Rooter & Septic Service LLC, for property owned by Vaughn R. Byrd.  
This application is to renew and replace the existing Conditional Use Permit (CUP 05-001, which was a renewal of CUP 95-5, which was an amendment to CUP 93-13), and was approved for a ten (10) year term. The site is located 1.5 miles east of the intersection of U.S. Highway 50 and Colorado State Highway 67, ½ mile north of U.S. Highway 50.  
Representative: Angela Bellantoni Ph.D., Environmental Alternatives, Inc.

2. Request approval of a Subdivision Variance (exemption), Department File SV 15-001 Boysen Outlot from strict performance under the Fremont County Subdivision Regulations pursuant to XVII of the Subdivision Regulations of Fremont County, by Fremont County Acquisitions, LLC to allow for the creation of a parcel of land to be used as an outlot for parking and signage purposes only. The deed of the outlot to carry a deed restriction specifying the use to parking and signage only. The findings for the outlot variance are:
  - a) Such relief may be granted only if there is no substantial detriment to the public good.
  - b) Such relief may be granted only if it will not substantially impair the intent and purpose of the regulation.
  - c) The property owner shall clearly demonstrate that a peculiar, exceptional physical condition or topography, or the particular physical surroundings make literal enforcement of one (1) or more of the regulations is impractical, create exceptional, particular and undue hardship upon the owner, as distinguished from a mere inconvenience or desire to make money.

After completion of an updated survey it was found that the parking area constructed for Mr. Boysen's property was on the adjacent property owned by Fremont County Acquisitions LLC, and that a judgment for the property was entered by the Combined Court, Fremont County, Colorado Court, County of Fremont in favor of Fremont County Acquisitions, LLC against Dale Boysen. An agreement was reached to allow Mr. Boysen to acquire the property.

Representative: Dale Boysen