

A G E N D A

BOARD OF COUNTY COMMISSIONERS

Tuesday September 14, 2010

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 August 24 and special meeting September 2, 2010
 - 2. Approval of Bills September 14, 2010 / \$1,147,022.72
 - 3. LIQUOR LICENSES
 - Beaver Park Investments Inc.
Kwik Stop No 1
916 Hwy 115
Penrose, CO 81240
3.2 percent beer retail license renewal
 - Jee Enterprises
Gateway Liquor
710K W 4th St.
Pueblo, CO 81003-2304
Retail liquor store license renewal - malt, vinous and spirituous
 - 4. **SCHEDULE PUBLIC HEARINGS FOR OCTOBER 12, 2001 AT 10:00 A.M.**
 - 1. **REQUEST: CHANGE OF CONDITION FOR CUP 94-14 FREMONT PAVING & REDI-MIX (FLORENCE PIT)**
Request approval for a second two-year extension of the Conditional Use Permit (CUP), changing the term of the CUP in Condition A of Resolution No. 22, Series of 2008 to extend through June 30, 2012, to allow for reclamation, by Fremont Paving & Redi-Mix, Inc. The original CUP, Department file # CUP 94-14 Fremont Paving & Redi-Mix (Florence Pit), was issued for the operation of a sand and gravel extraction operation to include crushing/screening and the occasional production of asphalt paving material. The property is *located east of Highway 67 and North of the Arkansas River in the Florence area.*

2. **REQUEST: ZC 10-001 KAHNKE ZONE CHANGE**
Request approval of a **Zone Change from the Agricultural Rural Zone District to the Business Zone District, Department file #ZC1 9-001 Kahnke Zone Change**, by Joe & LaVonne Kahnke. The property is *located at the northwest corner of Colorado State Highway 115 and 7th Street, in the Penrose Area*. The proposal is to allow a sales office for the sale of tractors and equipment. The property presently houses a residence which is intended to be used as the primary sales office, a metal building which is intended to be used as assembly and fabrication of agricultural supplies, a maintenance shed which will remain the same use, a 16ft. by 20 ft. modular field office which may expand to 32ft. by 20ft. if additional space is needed for expansion. The property to be rezoned contains 4.6 acres.

VI) Administrative / Informational

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

VII) Old Business: None

VIII) New Business:

1. Paul Holscher - 2009 Audit Report
2. Consideration of support for Colorado Wilderness act of 2009. Congresswoman DeGette staff: Jen McClanahan, Jamie Long
3. Department of Human Services - Core Services Program Plan
4. Consideration of adoption of a resolution stating opposition to three state-wide ballot issues entitled Amendment 60, amendment 61 and Proposition 101

5. **REQUEST CUP 10-001 NORTHFIELD COAL LOADOUT**
Request a thirty-six (36) month extension of the deadline for submittal of contingency items in conjunction with CUP 10-001 Northfield Coal Loadout. Said CUP was approved on May 25, 2010, contingent upon specified items being provided to the Department of Planning and Zoning within six (6) months after approval of the application by the BOCC.

REPRESENTATIVE: Angela Bellantoni, Environmental Alternatives, Inc.

6. **REQUEST: ADOPTION OF A RESOLUTION AMENDING THE FREMONT COUNTY ZONING FEES**

Request adoption of a Resolution to amend the fees associated with the Fremont County Zoning Resolution, specifically to add fees charged for Temporary Use Permit – Temporary Tower.

REPRESENTATIVE: Department of Planning & Zoning

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

1. **REQUEST: CHANGE OF CONDITION FOR CUP 94-14 FREMONT PAVING & REDI-MIX (FLORENCE PIT)**

PUBLIC HEARING TO BE RESCHEDULED BECAUSE THE APPLICANT DID NOT POST THE NOTICE OF PUBLIC HEARING AT THE PROPERTY SITE BY THE SPECIFIED DATE.

Request approval for a second two-year extension of the Conditional Use Permit (CUP), changing the term of the CUP in Condition A of Resolution No. 22, Series of 2008 to extend through June 30, 2012, to allow for reclamation, by Fremont Paving & Redi-Mix, Inc. The original CUP, Department file # CUP 94-14 Fremont Paving & Redi-Mix (Florence Pit), was issued for the operation of a sand and gravel extraction operation to include crushing/screening and the occasional production of asphalt paving material. The property is *located east of Highway 67 and North of the Arkansas River in the Florence area.* The property is zoned Agricultural Forestry.

REPRESENTATIVE: Denise Gonzales, Fremont Paving & Redi-Mix, Inc.

2. **REQUEST: CUP 10-003 TAYLOR RANCH EXPLORATION/BLACK RANGE MINERALS COLORADO, LLC 1st AMENDMENT**

Request approval of a Conditional Use Permit, Department file # CUP 10-003 Taylor Ranch Exploration/Black Range Minerals Colorado LLC, 1st Amendment to allow for expansion of mineral exploration area by Black Range Minerals Colorado, LLC, for property which is leased from various property owners. The property is *located south of Fremont County Road #2 and west of County Roads #21 and 21A, in the Tallahassee Area.* The proposed operation is anticipated to be completed within an eight (8) year time frame. There will be no more than 6 to 8 active drill sites at any given time. The existing Conditional Use Permit file #08-001, Resolution #47, Series of 2008 was recorded on July 14, 2008. If this application is approved it will replace the existing Conditional Use Permit. The property included in this amendment will consist of 2,210 acres combined with the previous acreage of approximately 8,169 acres for a total acreage of 10,379 acres. All properties are zoned Agricultural Forestry.

REPRESENTATIVE: Ben Vallerine, Exploration Manager-USA, Black Range Minerals