

**December 9, 2013**

**TWENTY THIRD MEETING**

The Board of Commissioners of the County of Fremont, State of Colorado, met in Regular Session on December 9th, 2013, 615 Macon Avenue, Room LL3, Fremont County Administration Building, Cañon City, Colorado. Commissioner Chairman Debbie Bell called the meeting to order at 9:30 A.M.

Debbie Bell	Commissioner	Present
Tim Payne	Commissioner	Present
Edward H. Norden	Commissioner	Present
Katie Barr	Clerk and Recorder	Present
Brenda Jackson	County Attorney	Present

Also present: George Sugars, County Manager; Bill Giordano, Planning and Zoning Director and Jody Blauser, Chief Deputy Clerk.

The Invocation was given by County Treasurer, Pat McFarland.

Those present recited the Pledge of Allegiance to the Flag of the United States of America.

**APPROVAL OF AGENDA**

**Commissioner Payne** moved to approve the agenda. Commissioner Norden seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Norden, aye; Commissioner Bell, aye. The motion carried.

**CONSENT AGENDA**

**Commissioner Bell** noted Resolution #49 will be formerly adopted today; it is an Amendment to the Subdivision Regulations of Fremont County that will become effective January 2, 2014. Also a Special Board of County Commissioners Meeting is being scheduled for 2:15 p.m. on December 18, 2013 for Certification of Mill Levy and a 2013 Supplemental Budget. A Public Hearing is being scheduled for 10:00 a.m. on January 14, 2014 for another Amendment to the Fremont County Subdivision Regulations.

**Commissioner Norden** moved to approve the consent agenda. Commissioner Payne seconded the motion. Upon Vote: Commissioner Norden, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried. Resolution #49 is attached.

**ADMINISTRATIVE/INFORMATIONAL**

1. Administrative and Elected Officials

**County Clerk Barr** gave her report for November 2013. The total collected was \$722,260.31 of which the County kept for disbursement \$380,369.62. This is \$28,098.94 more than last November.

**Commissioner Norden** moved to accept the County Clerk's Report for November 2013. Commissioner Payne seconded the motion. Upon Vote: Commissioner Norden, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried.

**County Treasurer Pat McFarland** said the Tax Lien Sale for Fremont County was held on November 21, 2013. The County received just under \$20,000 in premium bids.

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**Commissioner Norden** said this is the last year that Jim and Jolene Meisner will be coordinating the Christmas Parade. He thanked them for their years of work on the Parade.

2. Citizens Not Scheduled: None.

### **OLD BUSINESS**

None.

### **NEW BUSINESS**

1. Recognition of 2013 Fremont County Employee of the Year and nominees.

**Commissioner Bell** read the nomination letters for each of the five employees. The nominees were: Matilda Ahkeah from the Department of Human Services; Marty Keen from the Assessor's Office; Francie Mattson, Payroll Coordinator; Wyatt Sanders from the Building Department; and Erik Sebek from Facilities. The Employee of the Year award was given to Wyatt Sanders. The Commissioners presented a bonus check and plaque to Mr. Sanders for this honor.

2. Resolution #50: A Resolution summarizing expenditures for each fund and adopting a budget for the County of Fremont, Colorado for the calendar year beginning on the first day of January, 2014, and ending on the last day of December, 2014. Representative: Sunny Bryant, Budget and Finance Officer.

**Sunny Bryant** said this first Resolution summarizes expenditures for each fund and adopts the 2014 budget of \$40,096,325. There were a few minor changes to the budget since the Public Hearing. These changes were posted on the website.

**Commissioner Norden** moved to approve Resolution #50 summarizing expenditures and adopting the 2014 Fremont County Budget. Commissioner Payne seconded the motion. Upon Vote: Commissioner Norden, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried. Resolution #50 is attached.

3. Resolution #51: A Resolution levying general property taxes for the year of 2013, to help defray the costs of Government for the County of Fremont Colorado, for the 2014 Budget Year. Representative: Sunny Bryant, Budget and Finance Officer.

**Sunny Bryant** said this Resolution will set the mill levy rate for property taxes. This is based on the assessed value from the Assessor in August. The Total Mill Levy will be 12.907 Mills. The total property taxes to be collected would be \$5,592,181.

**Commissioner Payne** moved to approve Resolution #51 to levy general property taxes for 2013 for the budget year 2014. Commissioner Norden seconded the motion. Upon Vote: Commissioner Payne, aye; Commissioner Norden, aye; Commissioner Bell, aye. The motion carried. Resolution #51 is attached.

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4. Resolution #52: A Resolution appropriating sums of money to the various funds and spending agencies, in the amounts and for the purposes set forth below, of the County of Fremont, Colorado, for the 2014 Budget Year beginning January 1, 2014 and ending December 31, 2014. Representative: Sunny Bryant, Budget and Finance Officer.

**Sunny Bryant** explained this resolution will appropriate sums of money to various funds for the 2014 budget. The money comes from projected revenue.

**Commissioner Norden** moved to approve Resolution #52 to appropriate sums of money to the various funds for the 2014 budget. Commissioner Payne seconded the motion. Upon Vote: Commissioner Norden, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried. Resolution #52 is attached.

5. Consideration of closure of County Administration Building December 19, 2013 at 2:30 p.m. for the Annual Administration Christmas Party.

**Commissioner Bell** said the Christmas Party is put on and paid for by the Elected Officials for the Employees.

**Commissioner Norden** moved to approve the closure of the Fremont County Administration Building Thursday December 19<sup>th</sup> at 2:30 p.m. Commissioner Payne seconded the motion. Upon Vote: Commissioner Norden, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried.

6. Consideration of appointments to Fremont County Tourism Council

**Commissioner Bell** said the Commissioners have interviewed all five of the applicants for the two vacancies. The two vacancies will begin on January 1<sup>st</sup>, 2014.

**Commissioner Bell** moved to appoint Micah Cantley from the Royal Gorge Route Railroad to the Tourism Council for a term expiring on January 1<sup>st</sup>, 2017, and re-appoint Lloyd Harwood from The American Best Value Inn & Suites to the Tourism Council for a term expiring on January 1<sup>st</sup>, 2017. Commissioner Payne seconded the motion. Upon Vote: Commissioner Bell, aye; Commissioner Payne, aye; Commissioner Norden, aye. The motion carried.

7. Request: Amendment to Requirements of Approval for SDP 07-002 Biker Town Request waiver of the requirement for hard surfacing of the parking lot for Site Development Plan #SDP 07-002 Biker Town by Jeff and Lissa Pinnello, for their property which is located on the west side of State Highway 115, between 6<sup>th</sup> and 7<sup>th</sup> Streets, in the Penrose Area. The Site Development Plan was approved on December 11, 2007, recorded on July 24, 2008, with a twenty-four month extensions of hard surfacing granted, with a current deadline of December 11, 2013. The property is located in the Business Zone District. This property is now under a lease/purchase agreement with the intent that the permanent use of the property will be a Colorado licensed marijuana growing facility. The intention is to no longer use the building for retail, eliminating the need for public parking. Representative: Lissa Pinello, property owner.

**Lissa Pinello** said the original Site Development Plan required a section of the parking lot to be paved. The building is no longer used for retail sales. It is currently under a lease option contract to be sold in 2015. The new owners intend to use the property as a marijuana growth facility only, not as a retail store.

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**Planning and Zoning Director Giordano** said if the property ever reverts back to retail it would then become a modification to the existing Site Development Plan. The requirement for hard surfacing would then be required again.

**Commissioner Norden** moved to approve the waiver request to amend the hard surfacing requirements for SDP 07-002 Biker Town. Commissioner Payne seconded the motion. Upon Vote: Commissioner Norden, aye; Commissioner Payne, aye; Commissioner Bell, aye. The motion carried.

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

None.

**Chairman Bell** adjourned the meeting at 9:58 A.M.

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Clerk and Recorder

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Katie E. Barr, Clerk and Recorder, Fremont County, CO

Commissioner Norden moved the adoption of the following Resolution:

**RESOLUTION NO. 49  
Series of 2013**

**8<sup>th</sup> Amendment to the Subdivision Regulations of Fremont County**

BE IT RESOLVED by the Board of County Commissioners of Fremont County:

THAT WHEREAS, effective **March 14, 2000**, the Board of County Commissioners re-adopted the Subdivision Regulations of Fremont County; and

WHEREAS, certain amendments to said Regulations have been proposed; and

WHEREAS, the Fremont County Planning Commission has promulgated and recommended approval of the proposed 8<sup>th</sup> Amendment to the Subdivision Regulations of Fremont County; and

WHEREAS, the Board of County Commissioners has conducted a public hearing on the proposed amendment on **November 26, 2013**, pursuant to such publication and notice as may be provided by law; and

WHEREAS, it is necessary to amend Resolution Number 15, Series of 2000, re-adopting the Subdivision Regulations of Fremont County;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners that the Subdivision Regulations of Fremont County be and hereby are amended as set forth in Exhibit A attached hereto and incorporated herein by reference.

BE IT FURTHER RESOLVED that such amendment shall become effective on **January 2, 2014**.

BE IT FURTHER RESOLVED, that Resolution Number 15, Series of 2000, is hereby amended.

Commissioner Payne seconded the adoption of the foregoing Resolution and upon a vote of the Fremont County Board of County Commissioners as follows:

Commissioner Bell:	<input checked="" type="checkbox"/> Aye / Nay / Absent
Commissioner Payne:	<input checked="" type="checkbox"/> Aye / Nay / Absent
Commissioner Norden:	<input checked="" type="checkbox"/> Aye / Nay / Absent

The Resolution was declared to be duly adopted.

DATE: December 9, 2013

Delbert Bell  
CHAIRMAN, BOARD OF COUNTY COMMISSIONERS

ATTEST: Katie E. Barr  
FREMONT COUNTY CLERK AND RECORDER

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**EXHIBIT A – 8<sup>TH</sup> AMENDMENT  
TO THE FREMONT COUNTY SUBDIVISION REGULATIONS**

ADDEDDELETED**XII. MINOR SUBDIVISIONS APPLICATION**

**A. PURPOSE: SUBMISSION: A Minor Subdivision application shall be submitted if:** ~~The division of a tract into three (3) or fewer lots is not a subdivision for purposes of these Subdivision Regulations unless the Board determines that the proposed division of land is contrary to the intent of these Subdivision Regulations. Minor Subdivisions shall be subject to the following:~~

- ~~1. A one (1) time exemption (*three (3) lots or fewer lots*) shall be permitted after date of approval of these regulations for any tract that has not previously been platted as a major or minor subdivision. If such tract for which an exemption is part of a platted subdivision and which has resulted in the creation of three (3) lots or more, any further subdivision of the property shall comply with Sketch Plan, Preliminary and Final Plat requirements.~~
- 1. Three (3) or fewer lots are to be created from any parent parcel or tract, (a one-time exemption), which has not previously been granted an exemption, or platted as a minor or major subdivision. The division of a tract into three (3) or fewer lots is not a subdivision for purposes of these Subdivision Regulations (Sketch Plan and Preliminary Plan not required) unless the Board determines that the proposed division of land is contrary to the intent of these Subdivision Regulations. No parent parcel or tract shall be divided into more than three (3) lots through a subdivision exemption process. Creation of four or more lots from any single parcel or tract shall require submission of a Sketch Plan, Preliminary Plan and Final Plat.**

**B. METHOD OF SUBMISSION:**

- ~~1. The applicant shall submit application and accompanying materials to the Board by delivering the same to the Department.~~
- ~~2. The application and accompanying materials shall be submitted to the Department at least thirty (30) working days prior to the regularly scheduled Commission meeting, at which time the application and accompanying materials shall be considered.~~
- ~~3. The applicant may ask for additional time before action is taken by the Board if such time is needed to accommodate the recommendations of the Commission. Said request shall be made in writing to the Department, which shall be authorized to grant the request on behalf of the Board.~~
- 2. The applicant shall submit the Minor Subdivision application, materials and required supporting documents, including an application fee, to the Department. The applicant shall use the forms provided by the**

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Department and shall deliver the application packet to a Department representative. The application packet shall be accepted only if all minimum submittal requirements have been met.

3. The Minor Subdivision application and accompanying materials and required supporting documents shall be submitted to the Department no less than twenty-four (24) working days prior to the date of the regularly scheduled Commission meeting at which they are to be considered.

**B. C. REVIEW OF MINOR SUBDIVISION MATERIALS APPLICATION:**

- ~~1. The Board shall refer all materials over to the Commission following receipt of the same. The Commission shall review them and submit them to the Board with recommendations in the form of approval, conditional approval or disapproval. Such recommendations shall be made at a regularly scheduled meeting of the Commission. The applicant or his representative shall present the request and answer questions of the Commission. The applicant may request a continuance to a specified date.~~
- ~~2. The Commission shall recommend approval of the minor subdivision only when it is developed in accordance with the intent, standards and criteria specified in these Subdivision Regulations and the Fremont County Master Plan. The Commission shall have authority to recommend compliance with such portions of the Subdivision Regulations that the Commission may deem necessary for the health, safety and general welfare of the inhabitants of Fremont County.~~
- ~~3. The Board shall act on the minor subdivision at an official meeting of the Board within thirty (30) days after receipt of the recommendations of the Commission. The Board shall have authority to recommend compliance with such portions of the Subdivision Regulations that the Board may deem necessary for the health, safety and general welfare of the inhabitants of Fremont County.~~
- ~~4. The Board shall approve, disapprove or conditionally approve the minor subdivision at their meeting. The applicant or his designated representative shall present the request and answer questions of the Board. The applicant may request a continuance to a specified date.~~
- ~~5. On approval of the Board, the Chairman of the Board shall endorse the Final Plat.~~

1. The Department will conduct a preliminary review of the application to determine the adequacy of the application for Commission review.
2. The Department will notify the applicant of the results of the Department review through a Department Deficiency and Comment Letter.
  - a. If there are deficiencies in the application that would make the application unacceptable for review by the Commission, the Department will provide the applicant with a time frame in which to address the deficiencies to enable the Department to place the

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- application on the agenda of the Commission.
- b. The applicant will be notified in the deficiency and comment letter of the number of revised copies of the application and accompanying materials to be provided to the Department for distribution.
  3. If there are no deficiencies, or deficiencies are addressed within the applicable time frame, the Department will provide the applicant and Commission with a review of the application, and schedule the application on the agenda of the Commission.
  4. If the deficiencies are not addressed or acceptable reasoning is not provided to justify scheduling on the Commission agenda without addressing the deficiencies, the Department will not place the application on the Commission agenda for review.
    - a. In accordance with Board Resolution No. 68, Series of 2006: A full application fee will be charged to the applicant, if all deficiencies in the initial application review letter are not adequately addressed.
    - b. Each subsequent deficiency review letter will result in another full application fee.
    - c. All such fees shall be paid along with the deficiency submittal, prior to any further review of the application.
  5. The Commission shall consider the application and Department comments at a public meeting.
    - a. The applicant shall attend the Commission meeting at which the application is scheduled to be reviewed.
      - (1) Failure of the applicant to attend the meeting will result in tabling of the application review by the Commission.
      - (2) Failure of the applicant to attend the meeting to which review of the application was tabled will be considered a withdrawal of the application by the applicant. Fees will not be refunded.
    - b. The applicant may offer comments, evidence and testimony concerning the application.
    - c. The Commission may hear comments and receive evidence or testimony from interested persons, but shall not hold formal public hearings, unless expressly authorized by law, or upon request of the Board.
  6. The Commission may recommend approval, approval with contingencies or denial of the application to the Board. The Commission may include comments and / or suggestions with its recommendation.
  7. The Commission may continue review of the application to the next regular

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meeting of the Commission to receive more comments, to enable further study of information and input received at the meeting, or to request that the applicant provide additional information regarding the application. Any continuance shall be no later than the next regularly scheduled Commission meeting.

- a. The applicant, prior to a motion by the Commission, may request an extension of time to allow for submission of additional information in support of the application. Such extension shall not exceed ninety (90) days and must coincide with a regular Commission meeting date.
8. If the applicant presents a significantly different proposal at the Commission meeting than was submitted in the application to the Department, the Commission shall continue the application to the next regular meeting of the Commission and request a Department review of the proposal. The Department may require an additional review fee if deemed appropriate.
9. The Department shall mail the Commission's recommendations, comments and suggestions to the applicant within five (5) working days after the meeting at which the Commission's review of the application was finalized. Said mailing shall contain the date and time of the regular Board meeting when the Board will review the application.
10. The Department shall place the application on the agenda of the Board, for a meeting to be held within thirty-five (35) days after completion of action by the Planning Commission.
  - a. The applicant may ask for an extension of time before the Board considers the application, to accommodate the recommendations, comments or suggestions of the Commission.
    - (1) A request for additional time shall be made, in writing, to the Department which is authorized to grant the request on behalf of the Board.
    - (2) Any such extension request shall not exceed ninety (90) days from the date the Commission review was completed.
    - (3) The extension of time for Board review must coincide with a regular Board meeting date.
    - (4) No later than ten (10) working days prior to the Board meeting at which the application is to be reviewed, the applicant shall provide to the Department copies of any additional information and or documentation for Board review.
    - (5) The Board, at its discretion, may require further review of the application by the Commission.
    - (6) No significant changes to an application shall be proposed after

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- review by the Commission unless such changes are made to accommodate recommendations, comments or suggestions of the Commission. If significant changes are needed due to change of area conditions or circumstances beyond control of the applicant, then further review by the Commission shall be required prior to review of the application by the Board.
11. At the Board meeting, the Board shall consider the application, Commission recommendations, comments, and suggestions, minutes from the Commission meeting and Department review.
    - a. The applicant shall attend the Board meeting at which the application is scheduled to be reviewed.
      - (1) Failure of the applicant to attend the Board meeting will result in tabling of the application.
      - (2) Failure of the applicant to attend the Board meeting to which review of the application was tabled will be considered a withdrawal of the application and fees will not be refunded.
    - b. The applicant may offer comments, evidence and testimony concerning the application.
    - c. The Board may hear comments and receive evidence or testimony from interested persons.
  12. The Board may continue review of the application to the next regular meeting of the Board to receive more comments, enable further study of information and input received at the meeting or to request that the applicant provide additional information regarding the application. No such continuance shall exceed thirty (30) days.
    - a. The applicant, prior to a motion by the Board, may request an extension of time to allow for submission of additional information in support of the application. Such continuance shall not exceed ninety (90) days and must coincide with a regular Board meeting date.
  13. The Board shall approve, deny, or approve the application with contingencies within thirty (30) days after the conclusion of the Board meeting or the date to which it was continued.
  14. The Department shall mail the Board's decision to the applicant within five (5) working days after the meeting at which the Board's review of the application was finalized.
  - ~~6. Effect of approval: If all contingencies required as part of the approval of the Final Plat are not submitted within six (6) months from the date of final approval, re-submittal of the Final Plat to the Commission and Board shall be required by the Board. The Board may extend the time period of submittal of contingency items upon a showing of good cause. No extensions may be~~

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~~granted unless the request is submitted prior to the expiration of the initial six (6) month period or previous extension granted.~~

- C. **EFFECTS OF APPROVAL: Final approval of a Minor Subdivision by the Board will provide the applicant up to six (6) months from the date of approval to submit all contingencies prior to the recording of the Minor Subdivision Plat.**
1. **Contingencies - If the Minor Subdivision Application was approved with contingencies, all contingencies shall be submitted to the Department within six (6) months of the date of approval by the Board. If the contingency items are not submitted by the deadline, the Minor Subdivision approval shall be deemed expired and a new application will be required, including fees.**
  2. **Extensions - The Board may extend the time period for submittal of contingency items upon documented showing of good cause. If extension(s) are requested, further review by the Commission may be required.**
    - a. **No extensions may be granted unless a written request, detailing the reasons and justification for extension, and required fee is submitted to the Department no less than ten (10) working days prior to the expiration of the initial six (6) month contingency submittal period or previous extension period.**
      - (1) **The Department may administratively grant a one-time, six (6) month extension, (if all other contingency items have been provided and are satisfactory) to allow the applicant to obtain an executed Ratification, Consent & Release. No fee will be required.**
    - b. **The Department shall schedule the request for extension for the next regular Board meeting at which time the Board will consider the request.**
    - c. **In absence of justification warranting a longer time frame, no extensions shall be granted for more than six (6) months at a time.**
- D. **DENIAL OF A MINOR SUBDIVISION APPLICATION: A denial of a Minor Subdivision application by the Board will result in closure of the application file by the Department. Without evidence of a significant change of area conditions or a significant change in the proposed application, an application for Minor Subdivision will not be accepted for the same property within two (2) years of the date of denial by the Board.**

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Page 8 of 19**XIII. MINOR SUBDIVISION REQUIREMENTS****A. ~~D.~~ REQUIRED COPIES:**

The applicant or his representative shall submit at least ~~three (3)~~ **six (6)** twenty-four (24) inch by thirty-six (36) inch copies of the ~~final~~ plat and ~~three (3)~~ **six (6)** reduced copies, (8 1/2" x 11" or 11" x 17") of the ~~final~~ plat and at least ~~three (3)~~ **six (6)** copies of all other required documents shall be provided with the initial application. The applicant will be notified as to how many additional copies will be required within the Department "Comment and Submittal Deficiency letter".

**B. ~~E.~~ MINOR SUBDIVISION FINAL PLAT DRAWING REQUIREMENTS:**

1. The ~~Final~~ Plat shall be drawn to a scale not less than one (1) inch to one-hundred (100) feet, unless approval of ~~such another scale~~ **another scale** is granted **by the Department**, prior to submission **of the application**, ~~by the Department~~.
2. In the case of multiple sheets, a key map showing the relationship of the individual sheets **to each other** shall be provided on each sheet.
3. No subdivision, **street or road** in the County shall bear the same name or substantially similar name as another subdivision, **street or road** unless adjoining and using consecutive filing numbers **or if the street or road is a continuation of an existing street or road or cul-de-sac street accessed from the primary roadway, (i.e. Court, Place, etc.)**. The Department shall have the authority to require the applicant to change the proposed name if such name is substantially similar to the name of an existing subdivision, **street or road** in the County.
4. **The sub-title of the Final Plat shall read: A portion of the (aliquot description) Section, Township, Range, Fremont County, Colorado or A Vacation and Re-plat of (Lot(s), Block(s) of [Name of Subdivision]), Fremont County, Colorado, as appropriate, dependent on whether or not the property being subdivided is un-platted or platted property.**
5. **A note table with each note being individually labeled.**
6. **A legend table with each symbol and line pattern being identified.**
7. 4 The total acreage **and the total number of lots** contained within the area **subdivision** being platted.
8. **The acreage and/or square footage for each proposed lot.**
9. **The proposed lot and block layout, including lot and block numbers which shall be consecutively numbered.**
10. 5 Name and address of the person, firm or organization preparing the Final Plat.
11. 6 The date of preparation of the ~~Final~~ Plat and revision dates to the submitted ~~final~~ plat.
12. 7 A north **arrow** point.

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13. ~~8~~ A written and graphic scale. ~~of the drawing.~~
14. ~~9~~ A Vicinity map ~~adequately labeled to locate~~ **locating** the proposed subdivision **in relation to the surrounding area, streets and major natural features.**
10. ~~10~~ Acreage and/or square footage for each lot.
15. ~~11~~ All appropriate survey information on the plat shall show lengths to hundredths of a foot, and angles and bearings shall be shown to seconds of a degree.
16. ~~12~~ A survey tie from the proposed subdivision boundary to an aliquot survey monument.
17. ~~13~~ A statement identifying the basis of bearing for the proposed subdivision survey.
18. ~~14~~ **The length and bearings for the exterior boundary lines of the proposed subdivision.** ~~Bearings and lengths for all lot lines and perimeter subdivision boundaries, except that~~ **For** bearings and lengths ~~need not be given~~ for interior lot lines where the bearings and lengths are the same as the exterior lot lines, **labeling is not required.**
19. ~~15~~ All bearings and dimensions for irregularly shaped lots shall be **provided** ~~indicated~~ for each lot.
20. ~~16~~ For proposed curved boundaries and all curves on the plat, sufficient data shall be given to enable the re-establishment of the curves on the ground. This curve data shall **be shown in a table and shall** include the following:
- a. Radius of curve.
  - b. Central angle.
  - c. Tangent.
  - d. Arc length.
  - e. Notation of non-tangent curves.
21. ~~17~~ Any non-radial lot lines or boundary lines shall be **labeled** ~~noted~~.
22. ~~18~~ All survey monuments set and found, in preparation of the ~~final~~ plat, shall be indicated on the ~~final~~ plat as to location and ~~type~~ of monument, ~~by note or label~~ **in a legend table.**
23. ~~19~~ Any "Reference Monument" and or "Witness Corner" shall be appropriately **labeled** ~~noted~~ on the plat.
24. ~~20~~ At a minimum, **the name,** centerline bearing, distance and curve information along with width information shall be provided for all proposed and existing roadway rights-of-way that **traverse or adjoin the subject**

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- property, service or are adjacent to the proposed subdivision.
25. **The acreage and lineal footage proposed to be devoted to roadways.**
26. ~~21~~ All streets and alleys designated as such and the names for all streets. No roadway in the County shall bear the same name or substantially similar name as another roadway unless one is a collector for the other roadways in which case the secondary roadways shall be named in a secondary manner (*such as Court, Lane, Circle etcetera*). The Department shall have the authority to require the applicant to change the proposed name if such name is substantially similar to the name of an existing roadway in the County. **The location, width, length and identification label for all other public ways, easements and rights-of-way that traverse or adjoin the subject property.**
27. ~~22~~ All proposed easements shall be designated as to use, bearings and dimensions, or indicated by appropriate statements.
28. **All legally described easements in the title insurance commitment or policy shall be located or if not applicable, a written statement to that effect.**
29. ~~23~~ Excepted parcels **shown on the plat shall be** marked "Not included in this subdivision" or "Not included in this plat," as appropriate. ~~and the boundary completely indicated by bearings and distances.~~
30. ~~24~~ All existing easements shall be vacated prior to submittal or shall be shown on the plat, labeled or noted as to its use, size and location. In addition, all survey information and any recording information for all easements shall be provided. **Any existing easement or right-of-way to be vacated, which is within the County's authority or ownership may be vacated by a note on the plat. Any existing easement not within the County's authority or ownership, shall be vacated or released by the appropriate authority or owner(s), and documentation shall be provided noting such.**
31. ~~25~~ All blocks and all lots within each block shall be consecutively numbered. **The 100 year floodplain line shall be shown as per the FEMA FIRM map.**
32. ~~26~~ The Final Plat shall show building setback lines for all stem or flag lots or irregularly shaped lots that do not have the minimum lot width, as required by the Zone District of the property at the property frontage. Said building setback line shall be shown by a thin dashed line and shall be labeled as such. In addition, dimensions shall be provided along the side lot lines, which are adequate to locate the building setback lines.
- 27 The sub title of the plat shall read "A portion of the (*aliquot description*) Section, Township, Range, Fremont County, Colorado or A Vacation and Re-plat of (*Lot(s), Block(s) of [Name of Subdivision]*), Fremont County, Colorado", as appropriate, dependent on whether or not the property being subdivided is un-platted or platted property.

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33. Sites to be reserved or dedicated for open space, parks, playgrounds, schools or other public uses, other than easements shall be shown as outlots and shall be labeled with a statement as to the designated use.

34. ~~28~~ **Required Subdivision Plat Language:** In addition to the other requirements contained within this Section, any final subdivision plat submitted for approval shall contain the following: *(It should be noted that due to circumstances of a particular property it may be necessary for the Department to make alterations to the required Plat language.)*

a. **EXECUTIONS:** The final plat shall contain the following statements:

(1) **KNOW ALL MEN BY THESE PRESENTS** that *(owner name(s))* are the owners of the following described land:

(2) **TO WIT** *(legal description)*

(3) **DEDICATION** *(to be followed by notary statement)* *(I, We)*, *(printed name of owner(s))*, being the owner(s) of the above described land being platted and/or subdivided in Fremont County, Colorado, under the name of *(complete name of development in capital letters)*, have laid out, platted and/or subdivided the same as shown on this plat and do hereby dedicate to the public at large the streets, alleys, roads and other public areas as shown hereon and hereby dedicate those portions of land labeled as easements for the installation and maintenance of public utilities as shown hereon. The sole right to assign use or vacate is vested with the Board of County Commissioners

In witness whereof *(printed name of the owner)* has *(or have)* subscribed *(his, her or their)* name(s) this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 20 \_\_\_\_\_

By (s) \_\_\_\_\_ *(Owner(s))*

(4) **NOTARY STATEMENT**

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 20\_\_\_\_\_, by *(printed name of owner(s): if by natural persons here, insert name; if by person acting in a representative official capacity, insert capacity; if by officers of a corporation, then insert the title of said officer and the name of the corporation).*

My commission expires \_\_\_\_\_.

My address is \_\_\_\_\_

Witness my hand and official seal. \_\_\_\_\_ *(seal)*

Notary Public

(5) **REGISTERED LAND SURVEYOR'S CERTIFICATE**

I *(registered land surveyor's name)* a registered land surveyor in the State of Colorado do hereby certify that this plat has been

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prepared under my direction in accordance with the Colorado Revised Statutes, as amended, and that this plat does accurately show the described tract of land and the subdivision thereof, to the best of my knowledge and belief. I further certify that any portion(s) of this property which do lie within the designated flood hazard area as shown on the F.E.M.A. F.I.R.M. maps are accurately shown hereon.

Date: \_\_\_\_\_

Signature

Registration #

(6) **ACKNOWLEDGEMENT AND ACCEPTANCE OF PLAT**

The undersigned Chairman of the Board of County Commissioners of Fremont County, Colorado, hereby certifies that the plat was approved and all roads, streets and easements are hereby accepted provided, however, that such acceptance shall not in any way be considered as an acceptance for maintenance purposes. Maintenance of, or snow removal from said road or streets shall be only upon a separate resolution of the Board of County Commissioners.

\_\_\_\_\_  
Chairman, Fremont County Board of County Commissioners  
Date

(7) **EASEMENT STATEMENT**

Easements for public purposes, including utilities, are as indicated on the plat, with the sole responsibility for maintenance being vested with the adjacent property owners except as otherwise noted, all interior lot lines are subject to a five (5) foot ~~utility~~ easement on both sides of lot lines. Exterior subdivision boundary ~~not fronting public way~~ is subject to a ten (10) foot ~~utility~~ easement.

(8) **COUNTY CLERK AND RECORDERS STATEMENT**

STATE OF COLORADO }  
COUNTY OF FREMONT }

This plat was filed for record in the office of the County Clerk and Recorder of Fremont County, Colorado, at \_\_\_\_\_M., on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, A.D. under reception number \_\_\_\_\_.

\_\_\_\_\_  
Fremont County Clerk & Recorder

35. **Any plat statement or restrictions as may be required by the Board.**

**MOVED FROM H**

C. **CONDOMINIUM OR TOWNHOUSE PLATS:** If the development is a condominium or townhouse, **in addition to the general design,** the plat submitted

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with the ~~final plan~~ **Minor Subdivision** application shall show the location **and footprint** (~~footprint~~) of the building(s) with respect to property boundaries and shall show the general floor plan of the building(s) and units. The Plat shall:

1. ~~Be signed by the developer/owner.~~
2. ~~Depict the perimeter boundaries and set forth the legal description of the parcel of land submitted to condominium ownership.~~
3. Show the location of all **proposed** improvements **to be** situated upon the parcel.
4. Contain sufficient vertical and horizontal cross-section drawings of improvements to allow individual air space units to be separately identified in three dimensional space (*Condominiums only*).
5. Show the elevations of the floors of the units in relation to a United States Geological Survey benchmark (*Condominiums only*).
6. Identify the individual air space units by number or other appropriate designation (*Condominiums only*).
7. Identify the general common elements and limited common elements in reasonably sufficient detail and in a manner that does not conflict with the description or definition of those elements in the condominium **or townhouse** declarations.
6. **Final copy of covenants, grants of easements or restrictions to be imposed upon the use of the land, buildings, and structures.**
7. **Final copy of function, ownership and manner of maintenance of common open space reserved or dedicated for public or private use.**

**D. F. SUBMITTAL REQUIREMENTS GENERAL INFORMATION: The following information shall be submitted with the application, unless otherwise stated.**

1. ~~A title insurance commitment or policy dated within thirty (30) days of submittal.~~

**MOVED FROM G.2**

1. A title insurance commitment or policy with an effective date within thirty (30) days of the application submittal which shall set forth the names of all owners of property included in the proposed ~~subdivision~~ plat, and shall include a list of all mortgages, judgments, liens, easements, contracts, agreements, and other interests of record in the County, which affect the property covered by such ~~subdivision~~ plat.
  - a. An updated title insurance commitment or policy shall be required prior to recording of the subdivision plat, if said recording date is more than sixty (60) days from the effective date of the title insurance commitment or policy. ~~This item~~ **An updated title insurance commitment or policy** may necessitate further requirements of the applicant, ~~by the Department,~~ prior

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to recording of the subdivision plat.

- b. **If the land records of Fremont County show that there are other interests in the property being platted (i.e. mortgages, judgments, liens, easements, contracts, agreements, etc.) the persons or entities that control those interests must through documentation (i.e. Ratification, Consent and Release forms, signed approval on the plat, etc.) express agreement, discharge interests from any land being dedicated to public purposes and grant permission for the property to be subdivided as proposed by the application, or release their interest in the property prior to recording the plat. This may be a contingency item if approval is granted by the Board.**

***MOVED FROM G.8***

2. A Tax Certificate issued by the Fremont County Treasurer indicating that all ad valorem taxes for the subject property for all years prior to the year in which the final plat is to be recorded have been paid.
3. ~~2~~ **Drawing Requirements:** A copy of the final plat shall locate, by providing dimensions from property lines, and, size by dimension, all improvements (i.e. roads, driveways, sewer lines, water lines, septic systems, wells, structures, buildings, irrigation ditches, public utilities, water retention structures etc.), natural physical features (i.e. soil type boundaries, bluffs, cliffs, debris fans, water courses, live streams, dry gulches, drainages etc.) and easements and rights-of-way described in the title commitment or policy or any of the same known to exist without being of record, which effect or traverse the property.
  - a. ~~(1)~~ If no improvements are housed on the property, no easements or rights-of-way traverse or effect the property or no natural physical features are contained on the property, a statement to that effect, regarding each item, by the project surveyor shall be provided.
- ~~3.~~ **Proof of water, which may be a letter from a public water district, indicating that each proposed lot can and will be served with water services; or a statement from the State Water Engineer, indicating well permits for each proposed lot will be issued and/or a copy of an approved well permit for each individual well.**
4. **Proof of water, which may be a letter from a public water district indicating that the proposed lots can be provided water service, or a letter or a copy of a well permit from the Colorado Division of Water Resources, indicating that well permits will be issued for each lot.**
5. ~~4~~ **Proof of sewer, which may be a letter from a public sanitation district, indicating that each parcel can and will be served with sewer service; or at least one (1) an individual sewage disposal report ~~which will~~ containing the following information:**
  - a. ~~The applicant or his representative shall submit a~~ **A** copy of the final plat which adequately depicts the required information, to the Department. The drawing may be reduced (8 1/2" X 11" or 11" X 17") provided all of the

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required information is readable. The drawing shall contain the following:

- (1) ~~The L~~ocation, by dimension, of all percolation test holes and all soil analysis holes.
- b. A report, signed and sealed by a Colorado Professional Engineer, shall be provided that address the following:
- (1) Soil conditions, slope of terrain, underground water table, subsurface.
  - (2) Conditions which may cause deleterious effects to water and sewer systems in the area, such as runoff or irrigation.
  - (3) The availability of a public sewage system and feasibility of inclusion into the system.
  - (4) Distance to the nearest public sewer main line.
  - (5) The proximity of water wells, lakes, streams, irrigation ditches and other water courses in the area ~~being subdivided~~.
  - (6) Soils profile analysis and percolation tests data to complying with the following:
    - ~~(a) The percolation tests and soil core analysis must be made randomly over twenty-five (25) percent of the proposed lots.~~
    - (a) Each percolation test shall consist of a minimum of three (3) holes, four (4) to twelve (12) inches in diameter, eighteen (18) to forty eight (48) inches in depth, spaced uniformly in an area of not less than one thousand two hundred (1,200) square feet. The percolation test holes shall be filled with water to a depth of fourteen (14) inches or more, a minimum of eight (8) hours, but not more than twenty four (24) hours, prior to conducting the percolation test, and refilled with water if necessary to a depth of at least fourteen (14) inches prior to the final measurement. The time will be measured for the water to drop one (1) inch within the lower six (6) inches of the percolation test hole. The percolation rate shall be reported in minutes per inch of drop. The percolation rate shall be the average rate of the percolation tests after the rate has stabilized in all test holes.
    - (b) One (1) soil profile hole shall be drilled or dug to provide observation of the soil profile in each of the areas in which the percolation tests are performed. The soil profile hole shall be a minimum of eight (8) feet in depth unless groundwater or bedrock is encountered. The soil profile hole should be prepared in such a way as to provide identification of the soil type and condition to a depth, four (4) feet below the bottom of an anticipated soil absorption septic system.

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- c. A narrative summary of the conditions of the land to be subdivided which shall include any precautions to developers and residents, construction constraints and special problems foreseen by the investigating engineer.
6. 5. Proof of access to a public right-of-way for each lot proposed.
7. 6. Topographic and soils information, sufficient to showing the usability of the proposed lot(s) for the purpose intended.
8. 7. DRAINAGE PLAN AND REPORT required as per Section XXI A. of this regulation.
9. A fire protection plan developed or approved by the appropriate Fire Protection District addressing proposed method of fire protection, location of fire hydrants or other means of fire protection if the subdivision is not located within a Fire Protection District. If the subdivision is located within a Fire Protection District, the fire protection form, provided by the Department and completed by the District, shall be provided with the application.
10. 8. Evidence (*certified mail return receipt*) that any ditch company which has a right of easement, serves or traverses the proposed subdivision, has been notified of this application. The form of the letter for notification will be provided by the Department. A copy of the proposed subdivision plat and a vicinity map shall be enclosed with the notification letter.
11. 10. Evidence (*certified mail return receipt*) that any Notification to the Recreation District, within a three (3) mile radius of any municipal boundary, containing a recreation district or within a one (1) mile radius of the recreation district boundaries, if there is no municipality within the area that has been notified of this application. The on a form of the letter for notification will be provided by the Department. A copy of the proposed subdivision plat and a vicinity map shall be enclosed with the notification letter. Notification of the district, will be required within a three (3) mile radius of any municipal boundary, that contains a recreation district and within a one (1) mile radius of the recreation district boundaries, if there is no municipality within the area.
11. If a mineral interest has been severed, the applicant or his representative shall notify by certified mail, postage prepaid, return receipt requested to the Department, mineral owners of the property to be subdivided as their names appear in the records of the County Assessor's Office and as their most recent addresses may appear in a telephone or other directory of general use in the area of the property or on the tax records of the County.
12. A list of property owners within five-hundred (500) feet of the subject parcel(s) and mineral interest owner(s) of the subject property as shown by the real estate records of the county, which include the records of the County Assessor, and "requests for notification" filed by a mineral estate owner in the records of the County Clerk and Recorder, and such owners' current mailing address.

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13. If the mineral interest for the subject property has been severed from the surface ownership, then not less than thirty (30) days before the date of the scheduled Board meeting, the applicant shall send notice, by certified mail, return receipt requested or by a nationally recognized overnight courier to the mineral interest owner(s), as shown in the county records.
14. ~~12~~ Proof (*certified mail return receipt*) that all individuals and entities having any rights or record easements and all applicable utility companies were notified of this application on a form letter provided by the Department.

**E. G. ADDITIONAL REQUIREMENTS:** In addition to the foregoing minimum requirements, the applicant may be required to furnish additional information as required elsewhere in these regulations, where such is necessary for proper consideration of the application, as determined by the Commission or the Board. At a minimum the following information shall be provided, by the applicant, after final approval by the Board and prior to recording of the minor subdivision final plat:

1. Information as required on a form provided by the Department for the issuance of all property addresses.

***MOVED TO D.1***

- ~~2.~~ A title insurance commitment or policy with an effective date within thirty (30) days of the application submittal which shall set forth the names of all owners of property included in the proposed subdivision plat, and shall include a list of all mortgages, judgments, liens, easements, contracts, agreements, and other interest of record in the County, which affect the property covered by such subdivision plat. An updated title insurance commitment or policy shall be required prior to recording of the subdivision plat, if said recording date is more than sixty (60) days from the effective date of the title insurance commitment or policy.
  - a. This item may necessitate further requirements of the applicant, by the Department, prior to recording the subdivision plat. *Moved to F.1*
- ~~3.~~ Closure sheets for each lot and the boundary of the proposed subdivision shall be provided prior to the recording of the final plat.
- ~~4.~~ An approved driveway access permit for any streets that intersect a County right-of-way or State Highway.
- ~~5.~~ A detailed utility plan showing the proposed location of all utility and irrigation improvement locations, horizontal and vertical, as proposed by the developer, for all subdivisions where a new road, street or right-of-way is proposed. The plan shall include the signatures of all utility providers, indicating their approval of such plan.
6. It shall be required that the owner of the property execute a An executed Quit-Claim Deed with a deed restriction addressing the maintenance of any drainage facilities, easements, rights-of-way etcetera, required, such deed to be recorded at the time of recording of the final plat, recording fees for the same will be the

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expense of the applicant.

- ~~7. Executed Ratification, Consent and Release Form will be required for any mortgages, deeds of trust, liens or the like, and shall be provided prior to recording of the final plat.~~

**MOVED TO D.2**

- ~~8. A Tax Certificate issued by the Fremont County Treasurer indicating that all ad valorem taxes for the subject property for all years prior to the year in which the final plat is to be recorded have been paid.~~
6. 9. Upon approval by the Board a mylar and two (2) polyester copies shall be provided for recording upon submittal of all contingencies.
7. Any additional information as required by the Department or the Board.

**MOVED TO C**

~~H. CONDOMINIUM OR TOWNHOUSE PLATS: If the development is a condominium or townhouse, the plat submitted with the final plan application shall show the location (*footprint*) of the building with respect to property boundaries and shall show the general floor plan of the building and units. The plat shall:~~

- ~~1. Be signed by the developer/owner.~~
- ~~2. Depict the perimeter boundaries and set forth the legal description of the parcel of land submitted to condominium ownership.~~
- ~~3. Show the location of all improvements situated upon the parcel.~~
- ~~4. Contain sufficient vertical and horizontal cross-section drawings of improvements to allow individual air space units to be separately identified in three dimensional space. (*Condominiums only*)~~
- ~~5. Show the elevations of the floors of the units in relation to a United States Geological Survey benchmark. (*Condominiums only*)~~
- ~~6. Identify the individual air space units by number or other appropriate designation. (*Condominiums only*)~~
- ~~7. Identify the general common elements and limited common elements in reasonably sufficient detail and in a manner that does not conflict with the description or definition of those elements in the condominium declarations.~~

**F. I. RELATION TO DESIGN STANDARDS:** The Design Standards set forth at Appendix 1 of these Subdivision Regulations shall govern review of Minor Subdivision applications submitted under Section XII of the Subdivision Regulations.

**J. EFFECTS OF APPROVAL:** ~~If all contingencies required as part of the approval of the Minor Subdivision are not submitted within six (6) months from the date of final approval, re-submittal of the Minor Subdivision to the Commission and Board shall be required by the Board. The Board may extend the time period of submittal of contingency items upon a showing of good cause. No extensions may be granted unless a~~

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~~written request, detailing the reasons for extension, is submitted prior to the expiration of the initial six (6) month period or previous extension granted.~~

**G.K. RECORDING:** The Department shall record the Final Plat and any other necessary documents with the Clerk & Recorder of Fremont County within five (5) working days after Department approval of all submitted Board ~~approved~~ **required** contingencies.

1. ~~Upon receipt of the recording information of the final plat, five (5) full size copies of the final plat with all recording information shall be provided to the Department by the applicant.~~

December 9, 2013

**RESOLUTION NO. 50, SERIES OF 2013**

**A RESOLUTION SUMMARIZING EXPENDITURES FOR EACH FUND AND  
ADOPTING A BUDGET FOR THE COUNTY OF FREMONT, COLORADO,  
FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF  
JANUARY, 2014, AND ENDING ON THE LAST DAY OF DECEMBER, 2014**

**WHEREAS**, the Board of County Commissioners of the County of Fremont has appointed George Sugars, County Manager, to submit a proposed budget to said governing body at the proper time; and

**WHEREAS**, a proposed budget was submitted to this governing body on October 28, 2013, for its consideration; and

**WHEREAS**, upon due and proper notice, published in accordance with the law, said proposed budget was open for inspection by the public at a designated place and displayed on the County web-site, a public hearing was held on November 26, 2013, and interested taxpayers were given the opportunity to file or register any objections or comments to said proposed budget; and

**WHEREAS**, whatever increases may have been made in the expenditures, like increases were added to the revenues so that the budget remains in balance, as required by law.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of the County of Fremont, Colorado:

1. That Estimated Expenditures, Revenues, and Balances for each fund are as follows:

<b>GENERAL FUND</b>	<b>\$ 10,863,108</b>
<b>SHERIFF'S FUND</b>	<b>\$ 7,342,908</b>
<b>DEPARTMENT OF TRANSPORTATION</b>	<b>\$ 3,666,030</b>
<b>DEPARTMENT OF HEALTH</b>	<b>\$ 552,598</b>
<b>WASTE DISPOSAL FUND</b>	<b>\$ 92,300</b>
<b>LODGING TAX FUND</b>	<b>\$ 119,032</b>
<b>AIRPORT FUND</b>	<b>\$ 629,942</b>
<b>CAPITAL EXPENDITURES FUND</b>	<b>\$ 753,295</b>
<b>PUBLIC BUILDING MAINT FUND</b>	<b>\$ 12,719</b>
<b>PILT FUND</b>	<b>\$ 1,000,000</b>
<b>SALES AND USE TAX IMPROV FUND</b>	<b>\$ 3,682,551</b>
<b>HUMAN SERVICES FUND</b>	<b>\$ 7,914,910</b>
<b>CONSERVATION TRUST FUND</b>	<b>\$ 268,565</b>
<b>SELF-FUNDED GROUP INSURANCE FUND</b>	<b>\$ 2,847,675</b>
<b>WEED FUND</b>	<b>\$ 141,092</b>
<b>RESTRICTED FUNDS</b>	<b>\$ 209,600</b>
<b>TOTAL ALL FUNDS</b>	<b>\$ 40,096,325</b>

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December 9, 2013

2. That Estimated Revenues and Balances for each fund are equal to Estimated Expenditures.
3. That the budget as submitted, amended, and hereinabove summarized by fund, hereby is approved and adopted as the budget of the County of Fremont for the 2014 Budget Year.
4. That the budget hereby approved and adopted shall be signed by the Board of County Commissioners and made part of the public records of the County of Fremont, Colorado.

Commissioner Norden moved for adoption of this Resolution, with a second by Commissioner Payne. The roll call vote of the Board was as follows:

Debbie Bell	<input checked="" type="radio"/> Aye	Nay	Absent	Abstain
Edward H. Norden	<input checked="" type="radio"/> Aye	Nay	Absent	Abstain
Timothy R. Payne	<input checked="" type="radio"/> Aye	Nay	Absent	Abstain

The Resolution was declared to be duly adopted.

Date: December 9, 2013

Debbie Bell  
Chairman

Attest:

Katie E. Bann  
County Clerk and Recorder

December 9, 2013

**RESOLUTION NO. 51, SERIES OF 2013**

**A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR OF 2013, TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR THE COUNTY OF FREMONT, COLORADO, FOR THE 2014 BUDGET YEAR.**

**WHEREAS**, the Board of County Commissioners of the County of Fremont has adopted the annual budget in accordance with the Local Government Budget Law, on December 9, 2013, and

**WHEREAS**, the amount of revenue necessary from property taxes to balance the budget for each fund is as follows:

<b>GENERAL FUND</b>	<b>\$ 3,648,991</b>
<b>BUSINESS INCENTIVE CREDIT</b>	<b>\$ 255,367</b>
<b>REFUNDS &amp; ABATEMENTS</b>	<b>\$ 10,206</b>
<b>DEPARTMENT OF TRANSPORTATION</b>	<b>\$ 368,279</b>
<b>HUMAN SERVICES FUND</b>	<b>\$ 1,170,259</b>
<b>AIRPORT FUND</b>	<b>\$ <u>139,079</u></b>
<b>TOTAL PROPERTY TAX REVENUE</b>	<b>\$ <u>5,592,181</u></b>

**AND WHEREAS**, the 2013 valuation for assessment for the County of Fremont (for 2014 Budget Year) is certified by the County Assessor to be \$ 433,268,935.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of the County of Fremont, Colorado:

1. That for the purpose of meeting all expenditures of the various funds, as listed above, during the 2014 budget year, there is hereby levied a General Property Tax Rate of 12.907 mills upon each dollar of the total valuation for assessment of all taxable property within the County for the year 2013 (payable in 2014), distributed as follows:

<b>GENERAL FUND</b>	<b>9.011 MILLS</b>
<b>REFUNDS &amp; ABATEMENTS</b>	<b>.024</b>
<b>DEPT OF TRANSPORTATION</b>	<b>.850</b>
<b>HUMAN SERVICES FUND</b>	<b>2.701</b>
<b>AIRPORT FUND</b>	<b><u>.321</u></b>
<b>TOTAL MILL LEVY</b>	<b><u>12.907 Mills</u></b>

2. That the Board of County Commissioners hereby certify to the County Commissioners of Fremont County, Colorado, the mill levies for the County of Fremont as herein above determined and set.

December 9, 2013

Commissioner Payne moved for adoption of this Resolution, with a second  
by Commissioner Norden. The roll call vote of the Board was as follows:

Debbie Bell	<input checked="" type="radio"/> Aye	Nay	Absent	Abstain
Edward H. Norden	<input checked="" type="radio"/> Aye	Nay	Absent	Abstain
Timothy R. Payne	<input checked="" type="radio"/> Aye	Nay	Absent	Abstain

The Resolution was declared to be duly adopted.

Date: December 9, 2013

Debbie Bell  
Chairman

Attest:

Katie E. Bau  
County Clerk and Recorder

December 9, 2013

**RESOLUTION NO. 52, SERIES OF 2013**

**A RESOLUTION APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH BELOW, OF THE COUNTY OF FREMONT, COLORADO, FOR THE 2014 BUDGET YEAR BEGINNING JANUARY 1, 2014, AND ENDING DECEMBER 31, 2014**

**WHEREAS**, the Board of County Commissioners of Fremont County has adopted the annual budget in accordance with the Local Government Budget Law, on December 9, 2013, and

**WHEREAS**, the Board of County Commissioners has made provision, therein, for the revenues and balances to be equal , or greater, than the total proposed expenditures as set forth in said budget; and

**WHEREAS**, it is not only required by law, but also necessary, to appropriate the revenues and balances provided in the budget, to and for the purposes described below, so as not to impair the operations of the County.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of the County of Fremont, Colorado:

That the following sums are hereby appropriated, by fund, from the revenue and balances of each Fund, for the 2014 Budget Year:

<b>GENERAL FUND</b>	<b>\$ 10,863,108</b>
<b>SHERIFF'S FUND</b>	<b>\$ 7,342,908</b>
<b>DEPARTMENT OF TRANSPORTATION</b>	<b>\$ 3,666,030</b>
<b>DEPARTMENT OF HEALTH</b>	<b>\$ 552,598</b>
<b>WASTE DISPOSAL FUND</b>	<b>\$ 92,300</b>
<b>LODGING TAX FUND</b>	<b>\$ 119,032</b>
<b>AIRPORT FUND</b>	<b>\$ 629,942</b>
<b>CAPITAL EXPENDITURES FUND</b>	<b>\$ 753,295</b>
<b>PUBLIC BUILDING MAINT FUND</b>	<b>\$ 12,719</b>
<b>PILT FUND</b>	<b>\$ 1,000,000</b>
<b>SALES AND USE TAX IMPROV FUND</b>	<b>\$ 3,682,551</b>
<b>HUMAN SERVICES FUND</b>	<b>\$ 7,914,910</b>
<b>CONSERVATION TRUST FUND</b>	<b>\$ 268,565</b>
<b>SELF-FUNDED GROUP INSURANCE FUND</b>	<b>\$ 2,847,675</b>
<b>WEED FUND</b>	<b>\$ 141,092</b>
<b>RESTRICTED FUNDS</b>	<b>\$ 209,600</b>
<b>TOTAL ALL FUNDS</b>	<b>\$ 40,096,325</b>

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December 9, 2013

Commissioner Norden moved for adoption of this Resolution, with a second by Commissioner Payne. The roll call vote of the Board was as follows:

Debbie Bell	<input checked="" type="radio"/> Aye	Nay	Absent	Abstain
Edward H. Norden	<input checked="" type="radio"/> Aye	Nay	Absent	Abstain
Timothy R. Payne	<input checked="" type="radio"/> Aye	Nay	Absent	Abstain

The Resolution was declared to be duly adopted.

Date: December 9, 2013

Debbie Bell  
Chairman

Attest:

Katie E. Rau  
County Clerk and Recorder