

**CROWLEY COUNTY BOARD OF COUNTY COMMISSIONERS
RECORD OF PROCEEDINGS**

August 31, 2017

CALL TO ORDER

Board of County Commissioners met in regular session on August 31, 2017. The meeting was called to order by Chairman T. E. Allumbaugh at 8:30 a.m. The following were present:

T. E. Allumbaugh-----Chairman
Frank Grant-----Vice Chairman
Gary Gibson-----Member
Mike Apker-----Deputy Clerk to the Board

Also present:

**RESOLUTION NO. 7256
APPROVAL EMPLOYEE PAYROLL, AUGUST 2017**

Motion by Grant, seconded by Gibson to approve the August employee payroll and authorize transfer of funds in the following amounts:

General Fund	\$60,641.88
Road and Bridge Fund	\$16,663.33
EMS Fire Fund	\$ 2,039.45
Ambulance Fund	\$ 4,901.63
Water Fund	\$ 3,104.49
DHS Fund	\$30,450.12
Total	\$117,800.90

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

Allumbaugh-----Aye
Gibson-----Aye
Grant-----Aye

**RESOLUTION NO. 7257
APPROVAL DISBURSEMENTS, AUGUST 31, 2017**

Motion by Gibson, seconded by Gibson to approve the disbursements for August 31, 2017 and authorize transfer of funds in the following amounts:

General Fund	\$85,330.34
Road and Bridge Fund	\$29,131.61
EMS Fire Fund	\$ 2,509.27
Ambulance Fund	\$ 5,497.42
Water Fund	\$ 2,261.89
DHS Fund	\$26,726.00
Total	\$151,456.53

CTF Fund \$ 112.35

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

Allumbaugh-----Aye
Gibson-----Aye
Grant-----Aye

PLANNING AND ZONING HEARING

The board conducted the Planning and Zoning Hearing. The hearing was called to order by Chairman Allumbaugh at 10:00 a.m.

Those present were:

Commissioners: Allumbaugh, Gibson and Grant
Land Use Administrator: Matthew Carter
Audience: Jeanne Torgler, Andrew Kyle Kutzenberger (by phone)

**RESOLUTION NO. 7258
SUBDIVISION EXEMPTION REQUEST, JEANNE TORGLER, FILE NO. 2017-14**

Jeanne Torgler has requested a subdivision exemption request for 2.77 acre tract located at 18055 County Road G; Ordway. This is to separate JR Country Store from the Junction Trailer Park. Planning and Zoning Committee approved the request with no stipulations.

Motion by Grant, seconded by Gibson to approve the application with the following resolution:

WHEREAS, JEANNE TORGLER, has filed a request for Subdivision Exemption with the Crowley County Planning and Zoning Commission concerning certain property located in Crowley County, Colorado

WHEREAS, a hearing was held before the Crowley County Planning and Zoning Commission concerning this request on 08/28/2017; and

WHEREAS, the Crowley County Planning and Zoning Commission has recommended to the Crowley County Commissioners that said request be approved;

NOW THEREFORE, the following resolution is hereby adopted by the Board of County Commissioners of Crowley County, Colorado;

1. The Subdivision Exemption request of JEANNE TORGLER is hereby approved.
2. The real property which is the subject of this resolution is described as follows:

A tract of land lying in:

2.77 acres (113,995 sq feet) on a tract of land in the SW ¼ of the SW ½ south of the Missouri Pacific Railroad right of way in Section 13, Township 21 South, Range 57 W of the 6th PM. This property is also known as 18055 County Road G; Ordway, Colorado

3. This resolution is approved and the real property which is the subject of this resolution for division is granted subject to the following conditions:

- 1) Any and all health department requirements are to be complied with in their entirety.
- 2) Crowley County Building Codes, if applicable, are to be complied with in their entirety.
- 3) One certified copy of the survey shall be recorded with the Crowley County Clerk and Recorder and a second copy filed with the Land Use Administrator.

4. Other requirements:

Water source mark when applicable	Yes
Required Access Road mark when applicable	Yes
Sewer System mark when applicable	Yes

Adopted this 31st day of August, 2017

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

Allumbaugh-----Aye
 Gibson-----Aye
 Grant-----Aye

**RESOLUTION NO. 7259
 SUBDIVISION EXEMPTION REQUEST, JEANNE TORGLER, FILE NO. 2017-17**

Jeanne Torgler has requested a subdivision exemption request for 2.07 acre tract located at 18072 County Road G; Ordway. This parcel is used as a parking lot and intends to sell it with the property across the road. Planning and Zoning Committee approved the request with no stipulations.

Motion by Grant, seconded by Gibson to approve the application with the following resolution:

WHEREAS, JEANNE TORGLER, has filed a request for Subdivision Exemption with the Crowley County Planning and Zoning Commission concerning certain property located in Crowley County, Colorado

WHEREAS, a hearing was held before the Crowley County Planning and Zoning Commission concerning this request on 08/28/2017; and

WHEREAS, the Crowley County Planning and Zoning Commission has recommended to the Crowley County Commissioners that said request be approved;

NOW THEREFORE, the following resolution is hereby adopted by the Board of County Commissioners of Crowley County, Colorado;

1. The Subdivision Exemption request of JEANNE TORGLER is hereby approved.
2. The real property which is the subject of this resolution is described as follows:

A tract of land lying in:

2.07 acres (6,726.53 sq feet) on a tract of land in the NW ¼; SW ¼ IN SECTION 24, TOWNSHIP 21 South, Range 57 West of the 6th PM except the N ½ NE1/4 NW ¼, and except .92 acres more or less as set forth at Reception No. 134568, known as 18076 County Road G; Ordway, Colorado

3. This resolution is approved and the real property which is the subject of this resolution for division is granted subject to the following conditions:

- 1) Any and all health department requirements are to be complied with in their entirety.
- 2) Crowley County Building Codes, if applicable, are to be complied with in their entirety.
- 3) One certified copy of the survey shall be recorded with the Crowley County Clerk and Recorder and a second copy filed with the Land Use Administrator.

4. Other requirements:

Water source mark when applicable	Yes
Required Access Road mark when applicable	Yes
Sewer System mark when applicable	Yes

Adopted this 31st day of August, 2017

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

Allumbaugh-----Aye
Gibson-----Aye
Grant-----Aye

**RESOLUTION NO. 7260
USE BY REVIEW, ANDREW KYLE KUTZENBERGER, FILE NO. 2017-15**

Andrew Kutzenberger has applied for a use by review to operate up to five marijuana cultivation facilities at 20637 Hwy 96, Sugar City, Colorado. This is only a grow operation and not a processing facility. Planning and Zoning Committee approved the request with the stipulation that septic system is approved.

Motion by Grant, seconded by Gibson to approve to ammend the Use by Review request for up to five commercial marijuana cultivation facilities operation.

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

Allumbaugh-----Aye
Gibson-----Aye
Grant-----Aye

No further business appearing the meeting was recessed.
Minutes taken by Mike Apker.

ATTEST:

Lucile Nichols, County Clerk

Tobe Alumbaugh, Chairman