BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO. 2015-_____

A RESOLUTION WAIVING CERTAIN PROVISIONS OF THE GUNNISON COUNTY STANDARDS AND SPECIFICATIONS FOR NEW CONSTRUCTION OF ROADS AND BRIDGES FOR ROADS LYING WITHIN HIGH CIMARRON, LLC, LOCATED WITHIN SECTIONS 22, 27, 28, 33, 34, 35, TOWNSHIP 47 NORTH, RANGE 7 WEST, N.M.P.M., COUNTY OF GUNNISON, STATE OF COLORADO

WHEREAS, a written petition by Mesa Engineering on behalf of High Cimarron, LLC a Colorado Limited Liability Company was received by the Board of County Commissioners of the County of Gunnison, Colorado (hereinafter the "Board"), requesting a waiver of certain provisions of the Gunnison County Standards and Specifications for New Construction of Roads and Bridges (hereinafter the "Standards and Specifications"), for horizontal and vertical exceptions for access roads only within the High Cimarron, LLC property located within Sections 22, 27, 28, 33, 34, 35, Township 47 North, Range 7 West, N.M.P.M., County of Gunnison, State of Colorado, that is the subject of Gunnison County Land Use Change Application 14-00028.

WHEREAS, the request is to waive for the following:

1. Horizontal Alignment: Section 4.3.1 Table 4-1. A waiver of the requirement specifying that access roads should have a minimum curve radius of 80'.
2. Vertical Alignment: Section 4.3.2B. A waiver of the requirement specifying that access roads should not exceed a 12% minimum grade.

WHEREAS, the Board has conducted a duly noticed public hearing regarding that petition.

THE BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY, COLORADO FINDS that High Cimarron, LLC has established by clear and convincing evidence that:

1. The waiver is warranted by site specific conditions that make compliance with the Standards and Specifications technically unfeasible; and
2. The waiver will not adversely affect the safe, efficient and orderly movement of motorized and non-motorized traffic, there will be a limited amount of traffic using the road, and it is a seasonal use road; and
3. The waiver will not adversely affect health and safety; and
4. The waiver will not cause substantial injury to the owner or occupant of adjacent land(s); and
5. The waiver will not cause substantial injury to the environment; and
6. The waiver will provide the functional equivalent of the Standards and Specifications.

THEREFORE, the Board of County Commissioners of Gunnison County, Colorado resolves as follows:

1. The following waiver is hereby granted for access roads only within the High Cimarron, LLC property located within Sections 22, 27, 28, 33, 34, 35, Township 47 North, Range 7 West, N.M.P.M., County of Gunnison, State of Colorado, that is the subject of Gunnison County Land Use Change Application 14-00028:

    a. Horizontal Alignment: A waiver of the requirement specifying that access roads should have a minimum curve radius of 80'.
    b. Vertical Alignment: A waiver of the requirement specifying that access roads should not exceed a 12% minimum grade.

INTRODUCED by Commissioner _____, seconded by Commissioner _____, and adopted this 19th day of May, 2015.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY. COLORADO

By _____
Paula Swenson – Chairperson

By _____
Phil Chamberland – Vice Chairperson

By _____
Jonathan Houck – Commissioner

ATTEST:

_____
Deputy County Clerk