AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Resolution; Authorizing Temporary Seasonal Closure

Action Requested: Board of County Commissioners' Signature

Parties to the Agreement:

Term Begins: March 18, 2016 **Term Ends:** 5/15/2016 **Grant Contract #:**

Summary:

This year we have had enough snow that there are still some road closures provided by Mother Nature, but the snow is melting fast. As soon as the sage-grouse gates are closed Gold Basin Road is hit by people wanting to play in the mud with their 4 x 4's. This closure protects the road from that

Fiscal Impact: This actually saves money since it helps to minimize money spent on repair work.

Submitted by: Marlene D. Crosby **Submitter's Email Address:** mcrosby@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ◉ Required ○ Not Required

Comments:
The date under the whereas is different from the dates under the therefore paragraph. I believe the final paragraph the closure date should be March 15, 2016 to May 18, 2016 to reflect the handwritten correction above. Other than that minor change it is fine.

Reveiwed by: GUNCOUNTY1\gstuhr Discharge Date: 3/11/2016 Certificate of Insurance Required

Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 3/11/2016

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted: 5

Agenda Date: 3/15/2016

Revised April 2015

NOTICE

Gold Basin Road (CR #38) will be closed on March 15, 2016 to prevent resource damage. A gate and combination lock has been installed. The combination number is only being provided to property owners. The combination number is 0380. If you have guests or service providers coming to your property it is your responsibility to make sure they can access your property and can get out when they leave. Do not assume the gate will be open or that the Sheriff or Gunnison County Public Works will respond to let them out.

In addition to closure there is a 10 ton load limit for all users of the road including property owners.

Please help us prevent any further damage by closing and locking the gate each time you use it. The road has already been the target of people looking for an opportunity to test their "mudders" and we expect it to worsen with the sage-grouse closure taking effect on March 15, 2016 on many other area roads.

If you have any questions, please call Gunnison County Public Works at 970-641-0044. If you are a property owner outside of the subdivision it would allow us to contact you sooner if you call and provide a phone number or e-mail address.

Thank you for your cooperation.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

RESOLUTION NO. 16-____

A RESOLUTION AUTHORIZING TEMPORARY SEASONAL CLOSURE AND WEIGHT RESTRICTION FOR A PORTION OF COUNTY ROAD 38 ALSO KNOWN AS GOLD BASIN ROAD

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado, (hereinafter the "Board") has the legal authority to regulate and control the use of certain highways and roads in Gunnison County, Colorado; and

WHEREAS, pursuant to C.R.S. § 42-4-111 (1)(v) and C.R.S. §18-9-117(1)(b),(c), and (f) the Board has the authority to adopt temporary regulations as may be necessary to cover special conditions; and

WHEREAS, as a result of the winter thaw there is a certain portion of County Road 38 also known as Gold Basin Road (hereinafter "County Road 38"), that has deteriorated and there is resource damage; and

WHEREAS, that certain portion of County Road 38 that has deteriorated is located beyond the end of the asphalt beginning at the parking area known as "Bambi Parking Area" south to the Saguache County line; and

WHEREAS, to prevent further resource damage and deterioration of that portion of County Road 38, temporary closure to the public has been recommended for the season beginning March 15, 2016 through May ~~15~~ 18, 2016 or sooner if conditions allow; and

WHEREAS, the Board acknowledges that it is necessary that property owner(s) and occupant(s) of adjacent lands are able to access their land; and

WHEREAS, adjacent property owner(s) and occupant(s) of adjacent lands shall be exempt from the closure of that portion of County Road 38. HOWEVER, those adjacent property owner(s) and occupant(s) of adjacent lands shall be subject to the road weight restriction of a ten (10) ton load limit per vehicle for that portion of County Road 38; and

WHEREAS, closure of County Road 38 will not adversely affect health and safety nor will it cause substantial injury to the owner(s) or occupant(s) of adjacent land(s); and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado, that certain portion of County Road 38 located beyond the end of the asphalt beginning at the parking area known as "Bambi Parking Area" south to the Saguache County line shall be and hereby is temporarily closed to the public for

the season beginning March 15, 2016 through May 15, 2016 or sooner if conditions allow with an exception for adjacent property owner(s) and occupant(s) of adjacent lands who are exempt from the closure of that portion of County Road 38. HOWEVER, those adjacent property owner(s) and occupant(s) of adjacent lands shall be subject to the road weight restriction of a ten (10) ton load limit per vehicle for that portion of County Road 38.

INTRODUCED by Commissioner _____, seconded by Commissioner _____, and adopted this ___ day of March, 2016.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

By _____
Paula Swenson, Chairperson

By: _____
Phil Chamberland, Vice Chairperson

By: _____
Jonathan Houck, Commissioner

ATTEST:

_____
Deputy County Clerk