



STATE OF COLORADO)

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COUNTY OF ELBERT)

At a regular meeting of the Board of County Commissioners for Elbert County, State of Colorado, held at the Courthouse in Kiowa on Wednesday, the 13th day of October A.D. 2010, there were present:

Del Schwab
John Shipper
Geri Scheidt

Commissioner Vice Chairman
Commissioner
Deputy, Clerk to the Board

When the following proceedings, among others, were had and done, to wit:

APPROVE
Resolution 10-104

AN "EXEMPTION" FOR THE GRIMES DILL PIT FROM THE ZONING REGULATIONS, SPECIAL USE REVIEW, PART II, SECTION 18, A, FOR #27 WITH REFERENCE TO PART II, SECTION 18, A, #49 UPON A PARCEL LOCATED IN A PORTION OF SW ¼ OF SECTION 28, TOWNSHIP 9 SOUTH, RANGE 57 WEST IN ELBERT COUNTY.

WHEREAS, a letter of "Intent to Purchase" is being created with Elbert County Road & Bridge for material from the Dill Gravel Pit to use on local Roads, and

WHEREAS, a Permit was granted by State of Colorado, Division of Reclamation, Mining and Safety on April 1, 2010 subject to approval of an offset [Setback Variance] by Elbert County, and

WHEREAS, the Elbert County Board of Adjustment approved the setback at a Public Hearing on September 14, 2010, and

WHEREAS, there is a State Requirement that Colorado Utilities are required to obtain a specified amount of power from renewable resources and construction of the wind farm moves to provide such power and will require sand and gravel materials, and

WHEREAS, this "Exemption" is necessary now to provide materials for County roads and current wind farm construction in Elbert County, and

WHEREAS, Community & Development Services has reviewed the Elbert County Zoning Regulations and the information submitted by the Applicant and



WHEREAS, Community & Development Services has found that the Zoning Regulations with regard to a Special Use Review, Part II, Section 18, A, 49, allows for an "Exemption" from #27, and therefore, provided a Staff report dated October 7, 2010 with recommendation for approval to the Board of County Commissioners and,

WHEREAS, the Board of County Commissioners, having reviewed the recommendations of Community & Development Services, and having reviewed the documentation of the applicant, and listened to the presentation of the applicant and Staff, and being fully advised in the premise.

BE IT THEREFORE RESOLVED, the Board of County Commissioners do hereby Approve an "EXEMPTION" FOR THE GRIMES DILL PIT FROM THE ZONING REGULATIONS, SPECIAL USE REVIEW, PART II, SECTION 18, A, FOR #27 WITH REFERENCE TO PART II, SECTION 18, A, #49, subject to complying with the following conditions:

1. A copy of the agreement between the Grimes and Elbert County will be provided to CDS for the file.
2. CDS will provide the Grimes with a copy of the Elbert County Resolution approval.
3. Adopt the findings enumerated herein.

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

Del Schwab Aye
DEL SCHWAB, VICE CHAIRMAN

John Shipper Aye
JOHN SHIPPER, COMMISSIONER

ATTEST: AMY FORDYCE
COUNTY CLERK

BY: Amy Fordyce
Deputy, Clerk to the Board

XFINITY Connect

hlhumphries2@comcast.net

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Fwd: Resolution for Exemption agreement for Grimes/Dill Gravel Pit

From : yuccaridgesand@wildblue.net Sat, Jul 22, 2017 11:30 AM
Subject : Fwd: Resolution for Exemption agreement for Grimes/Dill Gravel Pit 1 attachment
To : HB Humphries <hlhumphries2@comcast.net>

Hi Bruce,

Here's the email I sent on Wednesday regarding the county. Let me know that you got it. Thanks! ~ Tracy

----- Forwarded Message -----

From: yuccaridgesand@wildblue.net
To: "HB Humphries" <hlhumphries2@comcast.net>
Sent: Wednesday, July 19, 2017 12:01:44 PM
Subject: Fwd: Resolution for Exemption agreement for Grimes/Dill Gravel Pit

Hi Bruce,

Here is my correspondence with Kelly Moore, at the Elbert County Public Works Department, on the Resolution for the Exemption for the Special Use Permit. It seems we don't have to do a new one, we just continue to operate under the current one, which I attached. She said she will send over the Structure Agreement to me today as well. Let me know if you have questions. Thank you!

Tracy Grimes
719-740-1898
yuccaridgesand@wildblue.net

----- Forwarded Message -----

From: "Kelly Moore" <Kelly.Moore@elbertcounty-co.gov>
To: yuccaridgesand@wildblue.net
Sent: Wednesday, July 19, 2017 11:12:12 AM
Subject: RE: Resolution for Exemption agreement for Grimes/Dill Gravel Pit

Tracy,

Yes on the no new resolution per our county attorney.

Kelly Moore
Elbert County Government
Public Works Department
218 Cheyenne St.
Kiowa, CO 80117
Ph.303-621-3157
Fax 303-621-3159
Kelly.moore@elbertcounty-co.gov

-----Original Message-----

From: yuccaridgesand@wildblue.net [mailto:yuccaridgesand@wildblue.net]
Sent: Wednesday, July 19, 2017 11:07 AM
To: Kelly Moore
Subject: Re: Resolution for Exemption agreement for Grimes/Dill Gravel Pit

Hi Kelly,

You can just pop it in the mail. Was the envelope I sent still with it? If not, send it to: Tracy Grimes, PO Box 399, Limon, CO 80828.

Also, I wanted to be clear on the Resolution for the Exemption - Is it that we don't have to do a new one, we can just continue with this current one?

Thanks, Kelly!

Tracy Grimes
719-740-1898