

**Commissioner \_\_\_\_\_ moved adoption  
of the following Resolution:**

**BOARD OF EAGLE COUNTY COMMISSIONERS  
COUNTY OF EAGLE, STATE OF COLORADO**

**RESOLUTION NO. 2019- \_\_\_\_\_**

**IN THE MATTER OF AMENDING THE EAGLE  
COUNTY LAND USE REGULATIONS**

**Eagle County File No. LUR-009043-2019**

**WHEREAS**, the Board of County Commissioners of Eagle, State of Colorado (hereinafter the "Board"), is authorized, pursuant to State enabling legislation including, but not limited to, C.R.S. 30-28-101, et seq., to plan for and regulate the use and development of land in the unincorporated territory of the County of Eagle, State of Colorado, for the purpose of promoting the health, safety, convenience, order, prosperity, and welfare of the present and future inhabitants of the County of Eagle; and

**WHEREAS**, the Board has adopted such zoning and subdivision regulations, which land use regulations have been incorporated into one comprehensive document entitled "Eagle County Land Use Regulations" (hereinafter the "ECLUR"), pursuant to Resolution No. 82-26, and as subsequently amended; and

**WHEREAS**, on or about April 1, 2019, the Eagle County Department of Community Development initiated proposed amendments to Articles 3, 4, and 5, and Appendix A of the ECLURs as attached hereto as Exhibit A and incorporated herein by reference; and

**WHEREAS**, such proposed amendments were referred to both the Eagle County Planning Commission and the Roaring Fork Valley Regional Planning Commission for their review and comment; and

**WHEREAS**, the Eagle County Planning Commission reviewed the proposed amendments at a work session on May 22, 2019, and at a public hearing July 10, 2019, and submitted their comments and recommendations with respect thereto to the Board; and

**WHEREAS**, the Roaring Fork Valley Regional Planning Commission reviewed the proposed amendments at a work session on May 30, 2019, and at a public hearing on July 11, 2019, and submitted their comments and recommendations with respect thereto to the Board; and

**WHEREAS**, after public notice was given pursuant to law, the Board held a work session on June 10, 2019, and a public hearing on July 23, 2019, to consider the proposed amendments; and

**WHEREAS**, the Board hereby determines that the proposed amendments are necessary and proper for the protection of the public health, safety, welfare and best interest of the inhabitants of the County of Eagle, State of Colorado.

**NOW, THEREFORE**, based on the evidence, testimony, exhibits, and study of the Comprehensive Plan for the unincorporated areas of Eagle County, comments from the Eagle County Community Development Department, comments from public officials and agencies, recommendation of the Planning Commission, and comments from all interested parties, the Board finds as follows:

1. That proper publication and public notice **was provided** as required by law for the hearings before the Planning Commission and the Board.
2. That all standards required for approval of amendments to the text of the Land Use Regulations **have been met** as set forth in Section 5 - 230. D. of the ECLUR.

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

**THAT**, the amendments to the ECLUR as set forth on Exhibit A, attached hereto and incorporated herein, are hereby approved effective **July 23, 2019**.

**THAT**, these amendments to the ECLUR shall not constitute nor be construed as a waiver of any violations existing at the time of adoption of this Resolution.

**THAT**, should any section, clause, provision, sentence or word of this Resolution, including the attached Exhibit, be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Resolution as a whole or any parts thereof, other than the part so declared to be invalid. For this purpose, this Resolution is declared to be severable.

**THAT**, this Resolution is necessary for the public health, safety, and welfare of the inhabitants of the County of Eagle, State of Colorado.

**MOVED, READ AND ADOPTED** by the Board of County Commissioners of the County of Eagle, State of Colorado, at its regular meeting held the 23rd day of July, 2019.

COUNTY OF EAGLE, STATE OF  
COLORADO, By and Through Its  
BOARD OF COUNTY COMMISSIONERS

ATTEST:

\_\_\_\_\_  
Clerk to the Board

By: \_\_\_\_\_  
Jeanne McQueeney  
County Commissioners Chair

\_\_\_\_\_  
Kathy Chandler-Henry  
Commissioner

\_\_\_\_\_  
Matt Scherr  
Commissioner

Commissioner \_\_\_\_\_ seconded adoption of the foregoing resolution. The roll  
having been called, the vote was as follows:

Commissioner McQueeney	_____
Commissioner Chandler-Henry	_____
Commissioner Scherr	_____