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No fee

**PARK COUNTY, COLORADO  
BOARD OF COUNTY COMMISSIONERS  
Resolution No. 2015- 09**

**A RESOLUTION DENYING THE APPLICATION FOR A  
CONDITIONAL USE PERMIT TO ALLOW OPERATION OF AN  
OUTDOOR RECREATION FACILITY ON RESIDENTIAL (R)  
ZONED PROPERTY LOCATED IN THE SOUTHWEST ¼ OF  
SECTION 16, TOWNSHIP 7 SOUTH, RANGE 74 WEST,  
COMMONLY KNOWN AND NUMBERED AS 246 DELWOOD  
DRIVE.**

WHEREAS, the Applicant, Nicholas J. Fullerton, on behalf of the owner, Cynthia Weekes as Personal Representative for the Estate of Helene S. Troester-Tobin, has applied for a conditional use permit ("CUP") for the operation of an Outdoor Recreation Facility on Residential (R) zoned property described and depicted in in the application; and

WHEREAS, at a regularly scheduled public meeting of the Park County Board of County Commissioners ("BOCC"), preceded by the required public notice, the BOCC conducted a public hearing on the application at which it reviewed the application and all supporting documentation, the recommendations of the Planning Commission, the Planning Department, the County Attorney, and considered the testimony of the Applicant and patrons; and

WHEREAS, based on the evidence and testimony presented at the public hearing the BOCC finds and determines that the Applicant has failed to meet its burden of proof to establish by clear and convincing evidence the standards for approval of a Conditional Use Permit set forth in Section 5-503 of the Park County Land Use Regulations, and particularly the requirement that the proposed conditional use is compatible with the uses and zoning within the neighborhood or immediately surrounding area; and

**NOW THEREFORE, BE IT RESOLVED THAT THE PARK COUNTY BOARD  
OF COUNTY COMMISSIONERS HEREBY DENIES THE APPLICATION FOR  
A CONDITIONAL USE PERMIT FOR THE OPERATION OF AN OUTDOOR  
RECREATION FACILITY ON THE REAL PROPERTY DESCRIBED ABOVE.**

Moved, seconded, and passed this 5th day of March 2015.

**PARK COUNTY BOARD OF COUNTY COMMISSIONERS**

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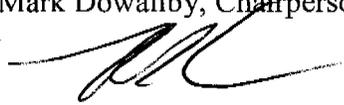
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RESOL RS0.00 DS0.00

Debra A Green  
Park County Clerk

Mark Dowaliby, Chairperson



ATTEST:

  
County Clerk