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Debra A Green
Park County Clerk

**PARK COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS
Resolution No. 2022-23**

**A RESOLUTION APPROVING THE REZONING FROM COMMERCIAL TO RESIDENTIAL
OF PART OF THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 9 SOUTH
RANGE 77 WEST OF THE 6th PRINCIPAL MERIDIAN, ADDRESSED AS 52516 HWY. 9**

WHEREAS, the Applicants, Brian and Erin Kelly, have applied to rezone the property mentioned above and more particularly described in the attached Exhibit A from Commercial to Residential; and

WHEREAS, at a regularly scheduled public meeting of the Park County Board of County Commissioners, preceded by the required public notice, the Board of County Commissioners conducted a public hearing on the application for rezoning at which it reviewed the application and supporting documentation, the recommendations of the Planning Department and the Park County Planning Commission, and considered the testimony of the Applicants; and

WHEREAS, based on the testimony and evidence presented at the public hearing the Board of County Commissioners determines and finds that compliance with the standards for approval of a rezoning set forth in Section 5-203 of the Park County Land Use Regulations has been demonstrated by clear and convincing evidence.

NOW, THEREFORE, BE IT RESOLVED THAT:

The application to rezone the above-described real property from Commercial to Residential is approved with no conditions.

Moved, seconded, and passed this 5th day of July, 2022.

PARK COUNTY BOARD OF COUNTY COMMISSIONERS



Richard Elsner, Chairperson

ATTEST:

County Clerk



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Exhibit A

BEGINNING AT THE NORTHWEST CORNER OF SECTION 18, TOWNSHIP 9 SOUTH, RANGE 77 WEST OF THE 6TH P.M.,

PARK COUNTY, COLORADO,

THENCE S 32°07'47" E, 1,833.17 FEET TO A BRASS CAP R.O.W. MARKER ON THE EASTERLY R.O.W. OF STATE

HIGHWAY NO. 9 BEING THE TRUE POINT OF BEGINNING;

THENCE N 66°54'20" E, 50.0 FEET TO A BRASS CAP R.O.W. MARKER; THENCE NORTHWESTERLY AND ALONG THE EASTERLY R.O.W. OF STATE HIGHWAY 9 AND ALONG A CURVE TO THE LEFT OF WHICH THE RADIUS IS 5,830.0 FEET AND DELTA ANGLE OF 5°10'28" FOR A DISTANCE ON THE ARC OF 526.49 FEET; THENCE N 82°06'12" E, 502.38 FEET TO A POINT ON THE EAST LINE OF SAID W1/2NW1/4; THENCE S 0°51'45" W AND ALONG THE EAST LINE OF THE WEST ONE-HALF OF THE NORTHWEST ONE-QUARTER OF SECTION 18, 1,258.54 FEET TO A POINT ON THE EASTERLY R.O.W. OF SAID STATE HIGHWAY NO. 9; THENCE N 23°05'40" W AND ALONG THE EASTERLY R.O.W., 756.02 FEET TO THE TRUE POINT OF BEGINNING,

COUNTY OF PARK, STATE OF COLORADO.

EXCEPT ANY PORTION LYING WITHIN COLORADO STATE HIGHWAY NO. 9.