

RESOLUTION NO. 2019-__

**BOARD OF COUNTY COMMISSIONERS
OF THE
COUNTY OF SUMMIT
STATE OF COLORADO**

A RESOLUTION APPROVING PLANNING CASE #PLN19-004, A QUASI-LEGISLATIVE REZONING OF 1,670.41 ACRES IN THE UPPER BLUE BASIN, 56.96 ACRES IN THE LOWER BLUE BASIN, AND 3.29 ACRES IN THE SNAKE RIVER BASIN TO THE OPEN SPACE ZONE DISTRICT; ALL PROPERTIES ARE IN PUBLIC OWNERSHIP (Applicant: Summit County and Town of Breckenridge)

WHEREAS, Summit County and the Town of Breckenridge have applied to the Board of County Commissioners for a quasi-legislative rezoning; and,

WHEREAS, the Countywide Planning Commission has reviewed and recommended that the Board of County Commissioners approve the quasi-legislative rezoning at a public hearing on April 1, 2019; and,

WHEREAS, the Board of County Commissioners has reviewed the application at a public hearing held on May 14, 2019, and considered the evidence and testimony presented at the meeting; and,

WHEREAS, the Board of County Commissioners finds as follows:

1. The rezoning is in conformance with the Countywide Comprehensive Plan and Basin Master Plans with respect to preserving areas containing development constraints as open space, preserving visually important lands, providing open space buffers, and providing recreational amenities.
2. The rezoning is consistent with zoning regulations as it directly addresses the purpose and intent of the County's zoning regulations by protecting the County's natural resources and scenic beauty.
3. The rezoning is consistent with existing development as the subject properties have already been treated as open space, have restrictive covenants allowing only open space uses, and are enjoyed as buffers and for recreation.
4. The rezoning is consistent with the public health, safety, and welfare as it will more permanently preserve the selected properties for the benefit of the public as open space buffers, visually important lands, wildlife habitat, or for recreational trail amenities.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF SUMMIT, STATE OF COLORADO, THAT A quasi-legislative rezoning of 1,670.41 acres in the Upper Blue Basin, 56.96 acres in the Lower

Blue Basin, and 3.29 acres in the Snake River Basin to the Open Space zone district; all properties are in public ownership, is approved with the following condition:

1. Prior to recordation of the resolution finalizing the rezoning, a Memorandum of Understanding shall be executed between Summit County and the Town of Breckenridge concerning the Housing Density Extinguishment Account.

ADOPTED THIS 14TH DAY OF MAY 2019.

**COUNTY OF SUMMIT
STATE OF COLORADO
BY AND THROUGH ITS
BOARD OF COUNTY COMMISSIONERS**

Thomas C. Davidson, Chair

ATTEST:

Kathleen Neel, Clerk & Recorder