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Kathleen Neel - Summit County Recorder

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RESOLUTION NO. 2020 -12

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

A RESOLUTION APPROVING PLANNING CASE #PLN18-037, A MAJOR PUD MODIFICATION TO THE TIGER RUN RECREATIONAL VEHICLE RESORT PUD RELATED TO THE SETTLEMENT STIPULATION AGREEMENTS BETWEEN SUMMIT COUNTY, THE WHITT PARTIES, AND TIGER RUN OWNERS ASSOCIATION (TROA), WI-FI ANTENNAS, AND INCORPORATION OF PARCEL A-1, SWANS NEST SUBDIVISION AND UPDATED EXHIBITS AND MAPS INTO THE PUD, TIGER RUN RESORT PARK SUBDIVISION, 45.5 ACRES ZONED TIGER RUN RECREATIONAL VEHICLE RESORT PUD; (APPLICANT: TROA, REPRESENTED BY MARIS DAVIES) AND

WHEREAS, TROA has applied to the Board of County Commissioners for a Major PUD Modification to the Tiger Run Recreational Vehicle Resort PUD to clarify requirements of the PUD and incorporate recent lawsuit settlements agreements related to the Whitt property and incorporate Parcel A-1, Swans Nest Subdivision, into the Tiger Run Recreational Vehicle Resort PUD; and

WHEREAS, the Planning Department has reviewed the application and recommended that it be approved; and

WHEREAS, the Board of County Commissioners has held a public meeting, with public notice as required by law, on February 11, 2020, and has considered all relevant testimony and evidence; and

WHEREAS, the Board of County Commissioners finds as follows:

- A. The modification is consistent with the efficient development and preservation of the entire PUD since the modifications further aid in the functioning of the Tiger Run RV Resort. Specifically, the proposed amendment is consistent in that it will allow the applicant to fulfill the District Court Settlement Stipulation Agreement and other minor PUD issues.
- B. The modification does not affect, in a substantially adverse manner, either the enjoyment of land abutting upon or across a street from the PUD or the public interest.
- C. The modification is not granted solely to confer a special benefit upon any person.
- D. The proposed PUD modification is in general conformance with the goals, policies/actions and provisions of the Summit County Countywide Comprehensive Plan and any applicable basin or subbasin master plans as stipulated in the staff report.
- E. The proposed PUD modification is consistent with the purpose and intent of the County's Zoning Regulations.
- F. The proposed PUD modification is consistent with the County's Rezoning Policies.
- G. The proposal is consistent with the policies constituting the purpose and intent allowing for the establishment of Planned Unit Development, as set forth in §12200.01 of this Code, as well as the policies supporting the purpose and intent of allowing a Major PUD Modification Zoning Amendment, per §12202.01 of this Code.
- H. In light of the purpose and intent of PUD designations and modifications, the proposal furthers the public health, safety integrity and general welfare, as well as efficiency and economy in the use of land and its resources.

- I. The applicant has provided final evidence of adequate water, sewer, access, utilities and other required infrastructure to serve present demands, and adequate access and infrastructure is also available to serve reasonably anticipated future demands.
- J. The Review Authority has reviewed the PUD text and the revised exhibits and pending the BOCC's review, the PUD is suitable for the Chairman's signature and recordation, upon incorporation of the stated condition.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF SUMMIT, STATE OF COLORADO, THAT a Major PUD Modification to the Tiger Run Recreational Vehicle Resort PUD related to the Settlement Stipulation Agreements between Summit County, the Whitt Parties, and Tiger Run Owners Association (TROA), Wi-Fi antennas, and incorporation of Parcel A-1, Swans Nest Subdivision and updated exhibits and maps into the PUD, Tiger Run Resort Park Subdivision, 45.5 acres zoned Tiger Run Recreational Vehicle Resort PUD, is approved subject to the following condition:

- 1. The County Attorney's Office shall review and approve the final PUD language prior to recordation of the PUD Designation.

ADOPTED THIS 11TH DAY OF FEBRUARY 2020.

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

ATTEST:

Kathleen Neel
Kathleen Neel, Clerk & Recorder



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Stiegelmeier, Chair