

## **RESOLUTION**

**No. 23-52**

### **THE BOARD OF COUNTY COMMISSIONERS OF HUERFANO COUNTY, COLORADO**

#### **A RESOLUTION AMENDING THE LAND USE CODE TO STREAMLINE LAND USE APPLICATIONS AND PROCESSES**

WHEREAS, the Board of County Commissioners of Huerfano County, Colorado (“Board”) finds that certain changes to the Land Use Code will help to facilitate development and improve the processes for obtaining land use permits,

WHEREAS, C.R.S. §30-28, et.seq. of the Colorado Revised Statutes grants authority to the Board of County Commissioners of Huerfano County, Colorado to adopt land use codes to provide for the physical development of the unincorporated territory of said County; and

WHEREAS, C.R.S. §29-20-104 specifically provides that local governments have the authority to plan for and regulate the use of land in their respective jurisdictions; and,

WHEREAS, C.R.S. §29-20-101, et. seq. empowers the Board to plan for and regulate the use of land within the unincorporated County, including but not limited to, regulating the use of land on the basis of the impact thereof on the community or surrounding areas; regulating the location of activities and developments which may result in significant changes to population density; and otherwise planning for and regulating the use of land so as to provide for planned and orderly use of the land; and,

WHEREAS, counties possess those powers expressly enumerated by the Colorado Constitution and Colorado Revised Statutes and such further incidental implied powers as are reasonably necessary to carry out the express powers; and,

WHEREAS, the current regulations cause the time and number of public meetings required to process certain types of applications to be greater than necessary and place an undue burden on applicants, and which discourages development from taking place in the County; and

WHEREAS, the Huerfano County Land Use Department and Planning Commission have identified ways to streamline application processes, and to add clarity and resolve certain contradictions in the Land Use Code; and

WHEREAS, the Huerfano County Planning Commission has reviewed the Land Use Code in a series of public meetings and work sessions and requests that existing regulations be amended; and

WHEREAS, Attachment A describes those parts of the Land Use Code to be amended and Attachment B rescinds and replaces Section 8.00 of the Land Use Code.

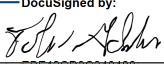
WHEREAS, the County Commissioners have reviewed the request, and find said amendments necessary for the protection of our citizens’ health, safety and general welfare.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Huerfano County, Colorado, that the amendments to the Huerfano County Land Use Regulations are hereby amended as shown in Attachments A and B.

INTRODUCED, READ, AND ADOPTED on this 19<sup>th</sup> day of December, 2023.



BOARD OF COUNTY COMMISSIONERS OF  
HUEFANO COUNTY, COLORADO

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BY   
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John Galusha, Chairman

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Arica Andreatta, Commissioner

Attest: DocuSigned by:  
  
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County Clerk and Recorder and  
ex officio clerk to said board.

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Karl Sporleder, Commissioner