



# ROUTT COUNTY BOARD OF COUNTY COMMISSIONERS

## AGENDA COMMUNICATION FORM

ITEM DATE: 10/25/2022	ITEM TIME: 9:35am

<b>FROM:</b>	Michael Fitz, Planning Department
<b>TODAY'S DATE:</b>	10/10/2022
<b>AGENDA TITLE:</b>	36871 Tree Haus Dr Easement Vacation
<b>CHECK ONE THAT APPLIES TO YOUR ITEM:</b>	
<input checked="" type="checkbox"/> ACTION ITEM	
<input type="checkbox"/> DIRECTION	
<input type="checkbox"/> INFORMATION	
<b>I. DESCRIBE THE REQUEST OR ISSUE:</b>	
Consideration of a request to vacate the utility & drainage easement along the west property boundary.	
<b>II. RECOMMENDED ACTION (<i>motion</i>):</b>	
Move to recommend approval of the vacation of the utility and drainage easements. This approval is based on the following findings of fact:  <ol style="list-style-type: none"><li>1. The proposal with the following conditions complies with the applicable guidelines of the Routt County Master Plan and is in compliance with Sections 4, 5, and 6 of the Routt County Zoning Regulations, Sections 2 of the Routt County Subdivision Regulations.</li><li>2. The proposal meets the substantive standards as provided under Colorado Revised Statutes Section 43-2-303.</li></ol> This approval is subject to the following condition:  <ol style="list-style-type: none"><li>1. The resolution of vacation, which includes a legal description of the easement being vacated, shall be recorded in the official records of the Routt County Clerk and Recorder within one year of the Board of County Commissioners approval.</li></ol>	
<b>III. DESCRIBE FISCAL IMPACTS (VARIATION TO BUDGET):</b>	
PROPOSED REVENUE ( <i>if applicable</i> ): \$ N/A	
CURRENT BUDGETED AMOUNT: \$ N/A	
PROPOSED EXPENDITURE: \$ N/A	
FUNDING SOURCE: N/A	
SUPPLEMENTAL BUDGET NEEDED: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
Explanation: N/A	



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### IV. IMPACTS OF A REGIONAL NATURE OR ON OTHER JURISDICTIONS (IDENTIFY ANY COMMUNICATIONS ON THIS ITEM):

N/A

### V. BACKGROUND INFORMATION:

At Planning Commission, the applicant explained that the home was placed into the utility & drainage easement in the 1970s. Kristy Winser, Planning Director, explained that the home was built under a blanket variance but the easement encroachment was not handled at that time, and it is unclear why. It was also inadvertently missed during the 2017 replat of the property. Planning Commission approved the vacation request without any additional public comment.

### VI. LEGAL ISSUES:

N/A

### VII. CONFLICTS OR ENVIRONMENTAL ISSUES:

N/A

### VIII. SUMMARY AND OTHER OPTIONS:

1. Deny
2. Table for additional information

### IX. LIST OF ATTACHMENTS:

- Planning Commission Staff Report with Attachments
- DRAFT Planning Commission minutes from October 6, 2022