



BOARD OF COUNTY COMMISSIONERS

Terry A. Hart, District 1
Garrison M. Ortiz, District 2
Chris Wiseman, District 3

PUBLIC HEARING

TUESDAY, MARCH 19, 2019

9:00 A.M.

SANGRE DE CRISTO ARTS AND CONFERENCE CENTER
AUDITORIUM, 210 NORTH SANTA FE AVENUE

LAND USE AGENDA

(Notice to Readers: This agenda is for informational purposes only and is subject to change. Accommodations for individuals with sight or hearing impairment may be made by contacting Patsy Cresswell at 583-0500 or TDD at 583-6550 at least two days in advance of the hearing.)

9:00 A.M. CALL TO ORDER (5 minutes)

- Pledge of Allegiance
- Attendance/Excused
- Approve Agenda of March 19, 2019

(The Record: The Planning Department staff report and the application submitted by the applicant for each agenda item and any supplemental information distributed by staff at the meeting are automatically incorporated as part of the Record unless specific objections are raised and sustained at the public hearing. Any additional materials used by the applicant or others in support of or in opposition to a particular agenda item may, at the discretion of the person or entity using the materials, be submitted for inclusion in the Record. Such materials for which a request for inclusion in the Record is made shall, at the discretion of the administrative body, be made a part of the Record. Note: Any materials including documents and/or instruments submitted for inclusion in the Record and admitted by the administrative body must be left with the Clerk.)

9:05 A.M. STAFF REPORT (30 minutes)

1. PUBLIC HEARING

[SPECIAL USE PERMIT APPEAL NO. 2017-001](#)



The Board of County Commissioners has granted a request for a *de novo* hearing of Special Use Permit Application No. 2016-007 pursuant to the provisions of Pueblo County Code, Title 17, LAND USE, Division I. ZONING, Chapter 17.140, *APPEALS*, Section 103. The application proposed to allow mineral and natural resource extraction and mining operation excepting therefrom any processing within the special use permit boundary within a 1,508± acre permit

boundary area in the A-1, Agricultural (minimum 35 acre) Zone District. The application includes a proposed southwest haul road and alternate haul road by use of private roads (easements) that will eventually access Special Use Permit No. 709 (aka Special Use Permit No. 1990-016 (State Pit, Division of Reclamation, Mining and Safety File No. M-1990-112) and 36th Lane, four (4) mining phases with an affected mining area of 307± acres, a life expectancy of the permit being 10 to 15 years, and a proposal to reclaim the mined area to its post-mining use of rangeland. The proposed permit boundary is composed of the mine area, main haul road and alternate haul road; the southwest haul road extends from the main mine area then southwesterly across 40th Lane to the northeast corner of Section 33, Township 21 South, Range 63 West of the 6th Principal Meridian where it will then extend north to Special Use Permit No. 709 and then the alternate route will be the same up to the northeast corner of said Section 33 where it will continue west to 36th Lane.

9:35 A.M. **APPLICANT PRESENTATION** *(Limit 40 minutes)*

10:15 A.M. **PROPONENT TESTIMONY** *(2 minutes per person, limit 40 minutes)*

10:55 A.M. **BREAK** *(15 minutes)*

11:10 A.M. **OPPONENT PRESENTATION** *(Limit 40 minutes)*

11:50 A.M. **OPPONENT TESTIMONY** *(2 minutes per person, limit 40 minutes)*

12:30 P.M. **APPLICANT REBUTTAL** *(Limited to issues raised by Opponent Testimony)*
(Limit 20 minutes)

12:50 P.M. **DELIBERATION AND DECISION** *(10 minutes)*

1:00 P.M. **ADJOURN**