

TOWN OF MINTURN, COLORADO
ORDINANCE NO. 2 – SERIES 2016

AN ORDINANCE OF THE TOWN OF MINTURN,
COLORADO REZONING THE GROUSE CREEK
SUBDIVISION AS COMMERCIAL.

WHEREAS, the Local Government Land Use Control Enabling Act of 1974, §§29-20-101, et seq., C.R.S.; Article 23 of Title 31, C.R.S.; and other applicable laws grant broad authority to the Town of Minturn, Colorado (“Minturn” or the “Town”) to plan for and regulate the development and use of land on the basis of the impact thereof on the community and surrounding areas; and

WHEREAS, the Town has adopted as Chapter 16 of the Minturn Town Code governing the zoning of properties within the Town; and

WHEREAS, Intermountain Landscaping & Maintenance Inc. has applied to have Town Character Area Zoning Map amended by the rezoning of certain real property more fully described on **Exhibit A**, attached and incorporated herein by this reference (the “Property”), from a PUD holding area to Commercial in the Grouse Creek Character Area; and

WHEREAS, on February 10, 2016 the Minturn Planning and Zoning Commission reviewed the rezoning application and found it to be in compliance with the requirements and intent of the Minturn Town Code § 16-21-410 *et seq.*, and recommended for approval the amendment of the Character Area Zoning Map by the Property’s rezoning; and

WHEREAS, on March 2, 2016 the Minturn Town Council held a duly-noticed public hearing and reviewed the rezoning application; and

WHEREAS, the Town Council finds that the proposed Character Area Zoning Map amendment is consistent with standards of Minturn Town Code Section 16-21-450; and

WHEREAS, the Town Council finds and believes that it is in the best interest of the Town of Minturn to amend the Character Area Zoning Map and rezone the Property to Commercial in the Grouse Creek Character Area.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO, THAT:

SECTION 1. The Council incorporates the foregoing recitals as findings and determinations, and conclusively makes all of the Findings of Fact, Determinations, and Conclusions contained herein.

SECTION 2. The Property described on **Exhibit A** and commonly known as the Grouse Creek Subdivision is hereby rezoned as Commercial in the Grouse Creek Character Area, and

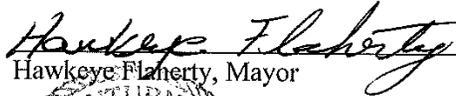
the Town of Minturn Character Area Zoning Map shall be amended to reflect the rezoning of the Property.

SECTION 3. Except as hereinabove provided, all provisions of the zoning, subdivision, and other ordinances or regulations of the Town shall apply to the Property.

SECTION 4. If any section, subsection, clause, phrase or provision of this Ordinance, or the application thereof to any person or circumstance, shall to any extent, be held by a court of competent jurisdiction to be invalid, void or unconstitutional, the remaining sections, subsections, clauses, phrases and provisions of this Ordinance, or the application thereof to any person or circumstance, shall remain in full force and shall in no way be affected, impaired or invalidated.

INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 17TH DAY OF FEBRUARY, 2016. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 2ND DAY OF MARCH, 2016 AT 6:30 P.M. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO


Hawkeye Flaherty, Mayor

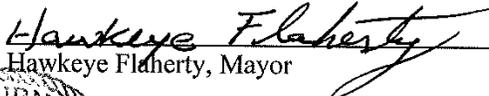
ATTEST:

By: 
Jay Brunvand, Town Clerk



THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THIS 2ND DAY OF MARCH, 2016.

TOWN OF MINTURN, COLORADO


Hawkeye Flaherty, Mayor

ATTEST:

By: 
Jay Brunvand, Town Clerk



Exhibit A

A parcel of land lying in the NW Quarter of Section 26, Township 5 South, Range 81 West of the Sixth Principal Meridian, Eagle County, Colorado, being more particularly described as follows: Beginning at a Point on the easterly right-of-way line of U.S. Highway No. 24 whence the NW corner of said Section 26 bears N 08°57'37" W a distance of 1,379.01 feet; thence departing said right-of-way line and along the southerly property line of Meadow Mountain Business Park Condominiums S 90°00'00" E as distance of 250.00 feet; thence N°00'00" E a distance of 240.00 feet; thence N 90°00'00" E a distance of 20.00 feet to the centerline of the Eagle River; thence along said centerline of the Eagle River S 14°11'16" E a distance of 109.44 feet; thence S 00°26'26" E a distance of 92.61 feet; thence S 26°07'40" W a distance of 45.63 feet; thence S 23°54'09" W a distance of 134.07 feet to the easterly right-of-way line of U.S. Highway No. 24; thence along said easterly right-of-way line N 08°30'27" W a distance of 137.85 feet; thence S 87°23'48" W a distance of 13.07 feet to the point of curvature of a non-tangent curve, concave to the west, having a radius of 704.00 feet a central angle of 20°23'28", and a chord of 249.23 feet bearing N 17°41'16" W; thence North along said curve, a distance of 250.55 feet; thence N. 27°58'00" W a distance of 428.40 feet to the point of curvature of a tangent curve, concave to the northeast, having a radius of 686.20 feet and a central angle of 00°20'01"; thence Northwest along said curve, a distance of 4.00 feet, curving to the left to the Point of Beginning, County of Eagle, State of Colorado. Said parcel containing a total of 1.982 acres more or less.

Wed, Feb 24, 2016
11942199

09:36:52

Ad Ticket #5

Acct: 1032852
Phone: (970)827-5645
E-Mail: MANAGER@MINTURN.OR
Client:
Caller: Jay Brunvan

Name: Town of Minturn
Address: P.O. Box 309

City: MINTURN
State: CO

Zip: 81645

Receipt

Ad Name: 11942199A

Original Id: 0

Editions: 8VD/8VDI/

Class: 0990

Start: 02/26/16

Stop: 02/26/16

Color:

Issue 1

Copyline: PN Ord. 1 2016 & 2 2016

Rep: Pam Schultz

Lines:	54
Depth:	4.51
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
Total	27.87
Payment	0.00

TOWN OF MINTURN, COLORADO
ORDINANCE NO. 1 - SERIES 2016
AN ORDINANCE OF THE TOWN OF MINTURN,
COLORADO APPROVING THE FINAL SUBDIVI-
SION PLAN FOR THE GHOUSE CREEK SUBDI-
VISION.

INTRODUCED, READ BY TITLE, APPROVED ON
THE FIRST READING AND ORDERED PUB-
LISHED BY TITLE ONLY AND POSTED IN FULL
ON THE OFFICIAL TOWN WEB SITE THE 17TH
DAY OF FEBRUARY, 2016. A PUBLIC HEARING
ON THIS ORDINANCE SHALL BE HELD AT THE
REGULAR MEETING OF THE TOWN COUNCIL
OF THE TOWN OF MINTURN, COLORADO ON
THE 2ND DAY OF MARCH, 2016 AT 6:30 P.M. AT
THE MINTURN TOWN HALL 302 PINE STREET,
MINTURN COLORADO 81645.
TOWN OF MINTURN, COLORADO

Hawkeye Flaherty, Mayor
ATTEST:
Jay Brunvan, Town Clerk

TOWN OF MINTURN, COLORADO
ORDINANCE NO. 2 - SERIES 2016

AN ORDINANCE OF THE TOWN OF MINTURN,
COLORADO RE ZONING THE GHOUSE CREEK
SUBDIVISION AS COMMERCIAL.

INTRODUCED, READ BY TITLE, APPROVED ON
THE FIRST READING AND ORDERED PUB-
LISHED BY TITLE ONLY AND POSTED IN FULL
ON THE OFFICIAL TOWN WEB SITE THE 17TH
DAY OF FEBRUARY, 2016. A PUBLIC HEARING
ON THIS ORDINANCE SHALL BE HELD AT THE
REGULAR MEETING OF THE TOWN COUNCIL
OF THE TOWN OF MINTURN, COLORADO ON
THE 2ND DAY OF MARCH, 2016 AT 6:30 P.M. AT
THE MINTURN TOWN HALL 302 PINE STREET,
MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO

Hawkeye Flaherty, Mayor

ATTEST:

By:
Jay Brunvan, Town Clerk

Published in the Vail Daily on February 26, 2016.
(11942199)

Ad shown is not actual print size

Mon, Mar 07, 2016
11972266

09:51:32

Ad Ticket #5

Acct: 1032852
Phone: (970)827-5645
E-Mail: MANAGER@MINTURN.OR
Client:
Caller: Jay Brunvand,

Name: Town of Minturn
Address: P.O. Box 309

City: MINTURN
State: CO

Zip: 81645

Receipt

Ad Name: 11972266A

Original Id: 11972248

Editions: 8VD/8VDI/

Class: 0990

Start: 03/09/16

Stop: 03/09/16

Color:

Issue 1

Copyline: Ordinance 2-2016Rezon Grouse Cr

Rep: Pam Schultz

**TOWN OF MINTURN, COLORADO
ORDINANCE NO. 02 - SERIES 2016**

Lines:	22
Depth:	1.85
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
Total	11.44
Payment	0.00

AN ORDINANCE OF THE TOWN OF MINTURN, COLORADO REZONING THE GROUSE CREEK SUBDIVISION AS COMMERCIAL

THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THIS 2ND DAY OF MARCH, 2016.

TOWN OF MINTURN, COLORADO
Hawkeye Flaherty, Mayor
ATTEST:
By:
Jay Brunvand, Town Clerk

Published in the Vail Daily March 9, 2016.
(11972266)

Ad shown is not actual print size