

SAGUACHE COUNTY BOARD OF COMMISSIONERS
SPECIAL SESSION MEETING
MONDAY, August 13, 2018

MINUTES

CALL TO ORDER:

The Meeting was called to order by Board Chair, Jason Anderson, at 3:04 P.M., with the following members present:

Jason Anderson, Commissioner, Board Chair
Ken Anderson, Commissioner
Tim Lovato, Commissioner
Wendi Maez, County Administrator, Land Use Administrator, Minute Taker
Ben Gibbons, County Attorney

Introduction of Guests:

Teresa Bennis – Center Post-Dispatch	Elenor Mueller
Rebie Hazard – SCPC	Bill McClure – SCPC
Dan Davis – SCPC	Jay Leblanc
Bill Case	Mark Swinney - SCPC

MOTION BY COMMISSIONER LOVATO TO EXTEND THE MORATORIUM TO AUGUST 21, 2018 AT 11:59P.M.

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3 VOTES AGAINST: 0

MOTION CARRIED

Bill McClure comments that the State will not take any dispensary applications. Maez advises she will let the State know that is incorrect as the moratorium does not say anything about dispensaries.

Lisa Cyriacks questions if the new documents with changes will be available for review to the public prior to adoption. Commissioner Lovato comments that the draft was reviewed with the SCPC on August 9th during a public work session. Attorney Gibbons comments if the Board would like to put them on the website it is up to them. Commissioners decide to put the document on the website for review.

Lisa Cyriacks also sent comments via email she asked be included below:

These comments are not specific to particular amendments, since the draft regulations have been amended since the July 19th Public Hearing. Since that public hearing the BoCC and SCPC had a meeting on August 9th with no opportunity for public comment. It has also been indicated that the BoCC would be meeting with attorneys to review the “final” amended draft – a meeting that was not noticed even though clearly public business was being discussed. **The subsequent amended draft has not been made available to the public.**

CRS 24-6-401 declares that it is a matter of statewide concern and the policy of this state that the formation of public policy is public business and may not be conducted in secret.

1. The Crestone/Baca SubArea Planning Commission was not included in the revision process conducted by the Saguache County Planning Commission, even though **Article XVI.8. of the Saguache County Land Development Code** gives the Crestone Baca Sub-Area Planning Commission **all** the powers granted and duties imposed by Title 30, Article 28, Colorado Revised Statutes.

2. **Article XVI.8.1** indicates that the purpose of having the Sub-Area Planning Commission is to ensure the BoCC has the best advice possible for land use decisions in each locale.

3. **Article IX.3.4** states that the BoCC shall hold a public hearing on **all** proposed amendments after receiving a written report of recommendations from the Planning Commission.

J LeBlanc questioned if the 12/24 State plant count is in the revised regulations. Commissioner Chair Jason Anderson advised it is with a very rare occasion for a variance, which would require a request to go before the SCPC.

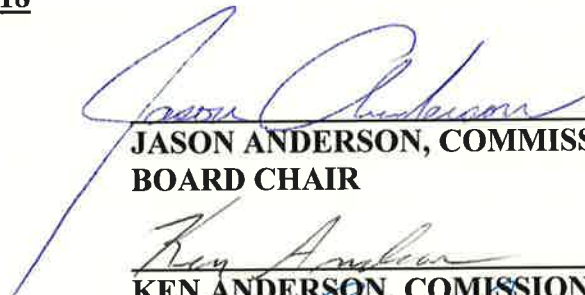
Commissioner Chair Jason Anderson adjourned the meeting at 3:20P.M., seeing no further business.

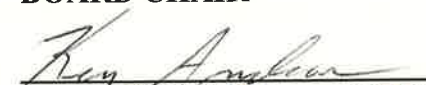
RESPECTFULLY SUBMITTED:

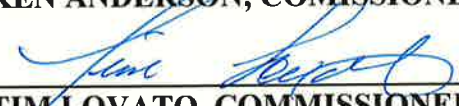

WENDI MAEZ FOR
TRISH GILBERT, CLERK & RECORDER

DATE MINUTES APPROVED: August 21, 2018




JASON ANDERSON, COMMISSIONER,
BOARD CHAIR


KEN ANDERSON, COMMISSIONER


TIM LOVATO, COMMISSIONER


ATTEST
TRISH GILBERT
CLERK & RECORDER