

LDC23-004 DRAFT MOTIONS: Staff has prepared the following motions to assist the Board.

DRAFT MOTIONS:

This action would be consistent with the staff recommendation. To approve with changes, any changes to the text of the amendment should be read into the record as part of the motion.

In the case of LDC23-004, Phase 2 Oil and Gas Regulations Land Development Code Amendment, the Board of County Commissioners has reviewed the staff report, including all exhibits and attachments, and have considered the proposed code amendments, including the staff presentation and rationale for the proposed changes, as well as any public comment as presented at the public hearing. I hereby move to APPROVE the proposed amendment to the Land Development Code, subject to the following stipulations:

1. That the setback from occupied structures be established at 2,000/2,500/3,000 feet (*pick one*).
2. That the setback from platted lots less than 15 acres be established at 2,000/2,500/3,000 feet (*pick one*).
3. That the minimum setback reduction that may be allowed for Occupied Structures and Platted Lots less than 15 acres be established at 500/1,000 feet with property owner permission through an administrative reduction (*pick one*).
4. That the minimum setback reduction that may be allowed for Occupied Structures and Platted Lots less than 15 acres be established at 500/1,000/1,500 feet through a Use by Special Review (*pick one*).
5. That the setback from Designated Outside Activity Areas be established at 2,000/3,000 feet (*pick one*).
6. That the minimum setback from Designated Outside Activity Areas may be administratively reduced with consent of the owner or manager of the area but in no case may the setback be reduced below 1,000/1,500/2,000 feet (*pick one*).
7. That the minimum setback from operating or closed landfills as measured from the pad boundary be established at 2,640 feet/3,000 feet (*pick one*).
8. That the setback from riparian areas, perennial surface water (not a public water reservoir) and streams be established at 500 feet/1,000 feet with a procedure to administratively reduce the setback to no less than 500 if allowed by CPW (*pick one, 500 without an off-ramp or 1,000 with an off ramp*).
9. That the setback reduction procedures for the 3,000 feet downgradient reservoir setback as proposed in the amendments be adopted/not adopted (*pick one*) and that the Use by Special review option for reduction to no less than 1,500/2,000 feet (*pick one*) as proposed in the amendments be adopted/not adopted (*pick one*).
10. That the setback reduction procedures for the one-mile reservoir setback that does not qualify as downgradient as proposed in the amendments be adopted/not adopted (*pick one*) and that the Use by Special Review option for reduction to no less than 3,000 feet as proposed in the amendments be adopted/not adopted (*pick one*).
11. That all other and additional amendments as proposed in the amendments be adopted as proposed.

12. Staff, with the approval of the County Attorney, may correct typographical errors and make such revisions to the Code amendment as are necessary to incorporate the approved amendment into the Land Development Code for publication.

Alternative Motions – The following motions are provided as alternatives to the recommended motion for Approval:

This action would not be fully consistent with the Planning Commission recommendation. To approve with changes, any changes to the text of the amendment should be read into the record as part of the motion.

In the case of LDC23-004, Phase 2 Oil and Gas Regulations Land Development Code Amendment, the Board of County Commissioners has reviewed the staff report, including all exhibits and attachments, and have considered the proposed code amendments, including the staff presentation and rationale for the proposed changes, as well as any public comment as presented at the public hearing. I hereby move to APPROVE the proposed amendment to the Land Development Code, subject to the following stipulation:

1. Note the change from the draft regulations
2. Staff, with the approval of the County Attorney, may correct typographical errors and make such revisions to the Code amendment as are necessary to incorporate the approved amendment into the Land Development Code for publication.

DENY: *This action would be consistent with the Planning Commission.*

In the case of LDC23-004, Phase 2 Oil and Gas Regulations Land Development Code Amendment, the County Commissioners have reviewed the staff report, including all exhibits and attachments, and have considered the proposed code amendments and any public comment as presented at the public hearing. I hereby move to DENY this application.

[Commissioner may choose to add to motion any reasons for denial, if desired, but it is not a requirement for a legislative action]

CONTINUE TO DATE CERTAIN:

In the case of LDC23-004, Phase 2 Oil and Gas Regulations Land Development Code Amendments, I move to continue the hearing to [date], [time], at [this same location], to obtain additional information and to further consider the information presented.