

Logan County Board of Commissioners Logan County Courthouse, 315 Main Street, Sterling, Colorado Tuesday, January 30, 2024 - 9:30 a.m.

Call to Order
Pledge of Allegiance
Revisions to Agenda
Consent Agenda

Approval of the Minutes of the January 16, 2024, meeting.

Acknowledgement of the receipt of the Clerk and Recorder's report for the month of December, 2023.

Consideration of the approval of an application for renewal of a Fermented Malt Beverage On/Off premises liquor license on behalf of F & H Park and Recreation District for 443355 CR 30 Fleming, Colorado.

Unfinished Business New Business

Consideration of the re-appointment of members to the following Logan County advisory boards:

- Michael Bournia and Brett Locke to the Logan County Planning Commission.
- Jerry Wernsman, Patrick Steward and Dusty McCormick to the Logan County Board of Adjustment.
- David Conley, Lana Hahn, David Piper and Carol Wisdom-Silvey to the Logan County Lodging Tax Board.

Consideration of the approval of a Statement of Intent to Participate as a participating jurisdiction in the Northeast Colorado Multi-Jurisdictional Hazard Mitigation Plan.

Consideration of the approval of a Logan County Funding Match Commitment Letter as a participating jurisdiction in the Northeast Colorado Regional Hazard Mitigation Plan.

Consideration of the approval of an agreement between Logan County and Jonathan Nelson and issuance of Right of Way Permit Number 2024-1 for use of the County Right of Way under County Road 58 for a water pipeline.

Consideration of the approval of Resolution 2024-4 for Subdivision Exemption on behalf of Conrad D. Bostron to create a 26.06-acre parcel from a 124.24-acre parcel located in an Environmental Protection zone district for use as a residence, in the South Half (S1/2) of the Northwest Quarter (NW1/4) of Section 8, Township 7 North, Range 52 West of the 6th P.M. Logan County.

Consideration of the approval of Resolution 2024-5 for a Special Use Permit for construction, maintenance and operation of a Solar Energy Facility operated by CBEP Solar

33, LLC consisting of solar modules mounted to single-axis tracking racks, associated electrical equipment including inverters, transformers, combiners, and other equipment with total production not to exceed five (5) megawatts, to be developed and construction to be completed by the second quarter of 2025, located on a 50.02 acre parcel, more or less leased from State of Colorado, State Board of Land Commissioners, in the Northeast Quarter (NE1/4) of Section 1, Township 7 North, Range 53 West of the 6th Principal Meridian, Logan County, Colorado.

Consideration of an application for a renewal of an Ambulance Service License and Vehicle Permits on behalf of Sterling Regional MedCenter.

Other Business Miscellaneous Business/Announcements

The next regular meeting will be scheduled for Tuesday, February 6, 2024, at 9:30 a.m. at the Logan County Courthouse.

Executive Session as Needed Adjournment

January 16, 2024

The Logan County Board of Commissioners met in regular session with the following members present constituting a quorum of the members thereof:

Mike Brownell Joseph A. McBride Chairman Commissioner

Jerry A. Sonnenberg

Commissioner - Excused Absence

Also present:

Alan Samber

Logan County Attorney

Pamela Bacon

Logan County Clerk & Recorder

Debbie Unrein

Logan County Finance

Marty Gaines Dusty Johnson

Tom Kiel

Jeff Rice

Journal Advocate

Chairman Brownell called the meeting to order at 9:30 a.m. and opened the meeting with the Pledge of Allegiance.

Chairman Brownell asked if there were any revisions for the agenda. Hearing none, Chairman Brownell continued with consent agenda.

The Board continued with the Consent Agenda items:

- Approval of the Minutes of January 2, 2024.
- Acknowledge the receipt of the Landfill Supervisor's Report for the month of December 2023.
- Acknowledge the receipt of the Landfill Supervisor's cumulative reports for 2023.
- Acknowledge the receipt of the Sheriff's Fee Report for the month of December 2023.
- Acknowledge receipt of the Public's Trustee's Quarterly Report for the Fourth Quarter, 2023.

Commissioner McBride moved to approve the Consent Agenda. Commissioner Brownell seconded, and the motion carried 2-0.

Chairman Brownell continued with New Business:

The Board of Commissioners made the following appointments:

- Chairman of the Board Mike Brownell
- Vice Chairman of the Board Joe McBride
- Administrative Officer to the Board of County Commissioners/Human Resources -Diana Korbe
- County Attorney Alan Samber
- Attorney for Human Services Kimberlee Keleher
- Budget Officer Debbie Unrein
- Emergency Management Coordinator Jerry Casebolt
- Veteran's Service Officer Derrick Boroff
- Fair Manager Guy McEndaffer
- Fair Administrative Assistant Danny Gutierrez-Dutton
- Centennial Mental Health Board Dave Long

- Northeast Colorado Health Department Board Mike Brownell
- South Platte Regional Transportation Authority Joe McBride and Mike Brownell
- Northeast Colorado Association of Local Governments Primary: Jerry Sonnenberg
- Northeast Colorado Association of Local Governments Alternate: Mike Brownell
- Board of Adjustment Joe McBride
- Board of Adjustment Alternate: Jerry Sonnenberg
- Logan County Economic Development Jerry Sonnenberg
- Logan County Lodging Tax Board Joe McBride
- Chamber of Commerce Board Joe McBride
- CTSI: Workers Compensation Pool Board Member Mike Brownell
- CTSI: Casualty & Property Insurance Pool Joe McBride
- CTSI: County Health Pool Primary Diana Korbe
- CTSI: County Health Pool Alternate Mike Brownell
- Official County Newspaper Journal Advocate

Commissioner McBride moved to adopt the 2024 Logan County Board appointments and assignments. Commissioner Brownell seconded, and the motion carried 2-0.

Commissioner McBride moved to accept the bid from Tennant Funeral Home in the amount of \$3,722.96 for the burial of an indigent person. Commissioner Brownell seconded and the motion carried 2-0.

Commissioner McBride moved to approve a letter of agreement between Logan County and Lauer Szabo and Associates, PC for the audit of the financial statements for the year ended December 31, 2023 and allow the Chairman to sign. Commissioner Brownell seconded and the motion carried 2-0.

Commissioner McBride moved to approve Resolution 2024-3 directing the allocation of Federal Mineral Leasing Funds received and held by the Logan County Treasurer. Commissioner Brownell seconded and the motion carried 2-0.

Commissioner McBride moved to approve the Certification of Levies of Revenue for Logan County Taxing jurisdictions for fiscal year 2024. Commissioner Brownell seconded and the motion carried 2-0.

Other Business

Applications are being accepted for volunteers to serve on the following County advisory boards: Lodging Tax Board and Planning Commission. Any Logan County resident interested in serving on one of these advisory boards, should complete an application available at the Commissioner's Office or on the county website: www.logancounty.colorado.gov. Applications are due by 5:00 p.m., January 27, 2024.

The next regular meeting will be scheduled for Tuesday, January 30, 2024, at 9:30 a.m. at the Logan County Courthouse.

There being no further business to come before the Board, the meeting adjourned at 9:42 a.m.			
Submitted by:	Logan County Clerk		
Approved: January 30, 2024			
	BOARD OF COUNTY COMMISSIONERS LOGAN COUNTY, COLORADO		
(seal)	By:		
	Mike Brownell, Chairman		
Attest:			
Logan County Clerk & Recorder			

Clerk Fees Collected 2023

December

County Fees Retained		2022	2023	
Recording Fees Retained		35,519.08	42,438.97	
Motor Vehicle Fees Retained		256,837.73	312,409.78	
	Total \$	292,356.81	\$ 354,848.75	\$62,491.94
Fees & Taxes Distributed				
State of Colorado		180,587.10	207,019.47	
City of Sterling		29,370.44	30,015.41	
Town of Fleming		318.90	902.40	
	Total \$	210,276.44	\$ 237,937.28	\$27,660.84
Fees Retained Year to Date			\$3,610,690.38	

DR 8400 (02/22/23)
COLORADO DEPARTMENT OF REVENUE
Liquor Enforcement Division

Submit to Local Licensing Authority

F&H PARK AND RECREATION DIST PO BOX 51 Haxtun CO 80731-0051

APPLICANT	ID: 216073

711 1 210 1111 121 121 121	
Fees Due	
Renewal Fee	242.50
Storage Permit \$100 X	\$
Sidewalk Service Area \$75.00	\$
Additional Optional Premise Hotel & Restaurant \$100 X	\$
Related Facility - Campus Liquor Complex \$160.00 per facility	\$
Amount Due/Paid	\$

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

Colorado Beer and Wine License Renewal Application

Please verify & update all information below		Return to city or county licensing authority by due date			
Licensee Name F&H PARK AND RECREATION DIST		Doing Business As Name (DBA) F&H PARK AND RECREATION DIST			
Liquor License # License Type 14-43024-0000 Fermented Malt	Beverage On/Off (county)				
Sales Tax License Number 14430240000	Expiration D 04/13/2024				
Business Address 43355 CR 30 Fleming CO 80728-9604					Phone Number 9707746362
Mailing Address PO BOX 51 Haxtun CO 80731-0051			Email		
Operating Manager Date of Birth	Iome Address				Phone Number
Sheri Bornhoft 3-21-63	7921CR85 FE	Eming CO	80728		970520 2659
Do you have legal possession of the p Are the premises owned or rented?	remises at the street ac	ddress above?		No	
Are you renewing a storage permit, additable in upper right hand corner and ir			vice area, or r	elated facility	? If yes, please see the
3a. Are you renewing a takeout and/or delivery permit? (Note: must hold a qualifying license type and be authorized for takeout and/or delivery license privileges) Yes No					thorized for takeout and/or
3b. If so, which are you renewing? Delivery Takeout Both Takeout and Delivery					
4a. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? Yes X No					
4b. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? Yes No					
5. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in deta and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officer directors, managing members, or general partners are materially interested. Yes No			ers)? If yes, explain in detail		
6. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation.				partners or lenders (other Yes 🏿 No	

7. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. Yes X No					
	8. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation.				
Affirmation & Consent I declare under penalty of perjury in the second degree that this app best of my knowledge.	lication and all attachments are true, corr	rect and complete to the			
Type or Print Name of Applicant/Authorized Agent of Business					
Daniel J Helgoth	Treasurer				
Daniel J Helgoth Signature Samiel & Helgoth		Treasurer Date 01/9/2024			
Report & Approval of City or County Licensing Authority The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules. Therefore this application is approved.					
Local Licensing Authority For		Date			
Signature	Attest				

Attachment to:

Retail Liquor or Fermented Malt Beverage License Renewal Application F&H Parks & Recreation District, License # 14-43024-0000

Question 8:

Jay Harris, spouse of Director Dana Sonnenberg-Harris, owns an interest in Log Cabin Liquors, 701 W. 8th Ave., Yuma, Colorado.

Tax Check Authorization, Waiver, and Request to Release Information

I, Daniel T. Helgoth am signing the Information (hereinafter "Waiver") on behalf of F&H Park & to permit the Colorado Department of Revenue and any otherwise be confidential, as providing self, including on behalf of a business entity, I certify that Applicant/Licensee.	Rec reation. her state or local led below. If I an	<i>Distric +</i> (th I taxing authority to a signing this Waive	er for someone other than	
The Executive Director of the Colorado Department of Recolorado Liquor Enforcement Division as his or her agents, obtained pursuant to this Waiver may be used in connection ongoing licensure by the state and local licensing authori ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 2 obligations, and set forth the investigative, disciplinary and I take for violations of the Liquor Code and Liquor Rules, inc	clerks, and emport of the color	oloyees. The inform ant/Licensee's lique ado Liquor Code, s Rules"), require cor the state and local	per license application and section 44-3-101. et seq. mpliance with certain tax licensing authorities may	
The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.				
By signing below, Applicant/Licensee requests that the Cotaxing authority or agency in the possession of tax docume the Colorado Liquor Enforcement Division, and is duly authorized representative under section 39-21-113(4), C.R. their duly authorized employees, to investigate compliance authorizes the state and local licensing authorities, their duse the information and documentation obtained using this application or license.	ents or information horized employe S., solely to allow with the Liquor ally authorized e	on, release informates, to act as the A withe state and local Code and Liquor formulations and their administrative or judents.	pplicant's/Licensee's duly I licensing authorities, and Rules. Applicant/Licensee r legal representatives, to dicial action regarding the	
Name (Individual/Business)		Social Security Number	er/Tax Identification Number	
FEHPark & Recreation District Address				
43355 CR 30			17:	
City		State	2ip 80728	
Fleming Home Phone Number	Business/Work P	Name of the last o	00.00	
	l .	14 6362		
Printed name of person signing on behalf of the Applicant/Licensee				
Daniel J. Helgoth Applicant/Licensee's Signature (Signature authorizing the disclosure of co	-Edential tay inform	ation)	Date signed	
Applicant/Licensee's Signature (Signature authorizing the disclosure of co	infidential tax imomi	ation)	01/09/2024	
Samuel / Helgell	1.01-1		11/200/	
Privacy A Providing your Social Security Number is voluntary and no	ct Statement	privilege provided b	ov law will be denied as a	
result of refusal to disclose it. § 7 of Privacy Act, 5 USCS §	552a (note).	Pilitings broaded i	-,	



LETTER OF INTENT TO PARTICIPATE

January 30, 2024

Washington County Administrator Misty Peterson Washington County 150 Ash Ave Akron, CO 80720

Re: "Statement of Intent to Participate" as a participating jurisdiction in the Northeast Colorado Multi-Jurisdictional Hazard Mitigation Plan (HMP)

Dear Washington County Administrator, Misty Peterson,

In accordance with the Federal Emergency Management Agency's (FEMA) Local Hazard Mitigation Plan (HMP) requirements, under 44 CFR §201.6, which specifically identify criteria that allow for multi-jurisdictional mitigation plans, the Logan County is submitting this letter of intent to confirm that Logan County has agreed to participate in the Northeast Colorado Multi-Jurisdictional Hazard Mitigation Planning effort. Washington County has agreed to be the fiscal agent for this planning effort.

Further, as a condition to participating in the mitigation planning, Logan County agrees to meet the requirements for mitigation plans identified in 44 CFR §201.6 and to provide such cooperation as is necessary and in a timely manner to Washington County to complete the plan in conformance with FEMA requirements.

Logan County understands that it must engage in the following planning process, as more fully described in FEMA's *Local Mitigation Planning Handbook* dated April 2023 including, but not limited to:

- Identification of hazards unique to the jurisdiction;
- The conduct of a vulnerability analysis and an identification of risks, where they differ from the general planning area;
- The formulation of mitigation goals responsive to public input and development of mitigation actions complementary to those goals. A range of actions must be identified specific for each jurisdiction;
- Demonstration that there has been proactively offered an opportunity for participation in the planning process by all community stakeholders (examples of participation include relevant involvement in any planning process, attending meetings, contributing research, data, or other information, commenting on drafts of the plan, etc.);
- Documentation of an effective process to maintain and implement the plan;
- Formal adoption of the Multi-Jurisdictional Hazard Mitigation Plan by the jurisdiction's governing body (each jurisdiction must officially adopt the plan).

Therefore, with a full understanding of the obligations incurred by an agreement between the Lead Jurisdiction and the Participating Jurisdiction, I Joe McBride, commit Logan County to the Washington County/Northeast Colorado Multi-Jurisdictional Hazard Mitigation Planning effort.

	•			
Signature of 0	Chief Elected	Official or A	uthorized Age	nt

Executed this 30th day of January



FUNDING MATCH COMMITMENT LETTER

January 30, 2024

State Hazard Mitigation Officer (SHMO)
Colorado Division of Homeland Security & Emergency Management (DHSEM)
9195 East Mineral Avenue, Suite 200
Centennial, CO 80112

Re: "Logan County Funding Match Commitment Letter" as a participating jurisdiction in the Northeast Colorado Regional Hazard Mitigation Plan

Dear Mr. Thompson,

This letter serves as Logan County's commitment to meet the matching fund requirements for the Northeast Colorado Regional Hazard Mitigation Plan.

If awarded an HMA Planning Grant, Logan County will provide local in-kind services and/or cash funds in the amount of at least \$ 2,454.11. Staff time (labor) will be used to assist in the planning process, compilation of data, and other services related to development of the Northeast Colorado Regional Hazard Mitigation Plan. Documentation of in-kind costs will be tracked by hourly wages and participation in planning activities via official sign-in sheets, and other data gathering needs as assessed and assigned by the Local Planning Committee (LPC).

In the event in-kind services fall short of the required match, Logan County will provide local cash matching funds in the amount of the balance of \$ 2,454.11 minus the in-kind services for development of the Northeast Colorado Regional HMP. These cash funds will be encumbered funds will be available on January 1, 2025.

Therefore, with a full understanding of the fiscal obligations incurred by this agreement, I Joe McBride Vice Chair Logan County Board of County Commissioners, commit Logan County match funding to the Northeast Colorado Regional Hazard Mitigation Planning effort.

Executed this	_ day of	
Signature of Chie	f Elected Official or Authorized Agent	
Title of Chief Elec	cted Official or Authorized Agent	

AGREEMENT TO USE LOGAN COUNTY RIGHT OF WAY INDIVIDUAL PERMIT

Right of Way ROW2024-1 January 2024 17-10-54

Applicant hereby releases the County from any liability water pipeline project, whether cause the County, or others, at any time. Further, Applicant agrees and indemnify the County from and against all liability, leavenses suffered by or imposed against the County by reason maintenance of the above described improvement. No perpetual easement or right of way is granted by this inst	sed by employees or e to protect, save and ho oss, damages, persona n of the construction, i	equipment of old harmless, al injuries or nstallation or
of said right-of-way interfere with the County's use, or in Applicant will remove or relocate the same upon demand of the costs of such removal or relocation.	ntended use of said	right-of-way,
This Agreement shall be a covenant running with the above-binding upon the parties hereto, their heirs, successors, person		
Other Provisions:		
Printed name Jonathan 2 Signature Land Owner #2 Printed Name	E. Nelson	_
Signature		
Individual Right-of-Way Permit Applicant: Jona theorem E. Nelson Printed name Signature		
Address: $478 \text{ RJ} 59 \text{ E}$ Application F	ee Paid	
Vix, NE $69/37$ Date		
Signed at Sterling, Colorado the day and year first above written.		
THE BOAR	D OF COUNTY COMP LOGAN COUNTY,	
	Jerry A. Sonnenberg	(Aye) (Nay)
	Joseph A. McBride	Aye) (Nay)
	Mike Brownell	(Aye) (Nay)

Jonathon Nelson

Right of Way ROW2024-1 January 2024 17-10-54 Jonathan Nelson- Water pipeline Bore Project

For the purpose of being able to provide water for cattle

A water pipeline needs to cross County Road 58 using bore method

Plan to use S. Platte Underground- 970-521-0355

Will wait till spring time or when the ground is not frozen to schedule a date for project

County contact for supervision and inspection

Location: Latitude/longitude 40.847542, -103.4226288

Small adjustments may be made depending of where REA poles are placed

4" plastic pipe to be bored and placed under road 58 to be the sleeve for 1.5" PVC water pipeline

Jonathon Nelson

Right of Way ROW2024-1 January 2024 17-10-54





RESOLUTION NO. 2024-4

BOARD OF COUNTY COMMISSIONERS COUNTY OF LOGAN, STATE OF COLORADO

SUBDIVISION EXEMPTION FOR CONRAD D. BOSTRON

WHEREAS, Section 30-28-101 (10)(d), C.R.S., as amended, authorizes the Board of County Commissioners pursuant to resolution to exempt from the detailed requirements of the Logan County Subdivision Regulations any division of land if the Board of County Commissioners determines that such division is not within the purposes of the statutory provisions governing land division; and

WHEREAS, Conrad D. Bostron has applied for an exemption from the Logan County Subdivision Regulations with reference to a proposed parcel to be created which is legally described as follows:

A tract of land located in the South Half (S1/2) of the Northwest Quarter (NW1/4) of Section 8, Township 7 North, Range 52 West of the 6th P.M., Logan County, Colorado, being more particularly described as follows:

Commencing at the West Quarter (W1/4) corner of Section 8, Township 7 North, Range 52 West of the 6th P.M., Logan County, Colorado; thence North 88°15'33" East on the south line of the Northwest Quarter (NW1/4) of said Section, 1568.72 feet to the Point of Beginning; thence North 01°44'32" West perpendicular to the said south line 40.00 feet to the beginning of a non-tangent 1268.75 foot radius curve concave northwest; thence on the arc of said curve 726.73 feet (chord bearing North 58°46'47" East with a chord length of 716.84 feet); thence North 44°23'28" West 1258.60 feet to the C 1/16 corner of the Northwest Quarter (NW1/4) of said Section; thence North 88°13'02" East on the north line of the Southeast Quarter (SE1/4) of the Northwest Quarter (NW1/4) of said Section, 1339.11 feet to the East 1/16 corner of said Northwest Quarter (NW1/4); thence South 00°58'34" East on the east line of the Southeast Quarter (SE1/4) of the Northwest Quarter (NW1/4) of said Section, 1319.57 feet to the C 1/4 of said Section; thence South 88°15'33" West on the south line of said Northwest Quarter (NW1/4), 1092.80 feet to the Point of Beginning, containing 26.06 acres more or less.

LEGAL DESCRIPTION FOR EASEMENT:

A 40 foot access easement located in the South Half (S1/2) of the Northwest Quarter (NW1/4) of Section 8, Township 7 North, Range 52 West of the 6th P.M., Logan County, CO, the south line being more particularly described as follows:

Beginning at the West Quarter (W1/4) corner of Section 8, Township 7 North, Range 52 West of the 6th P.M., Logan County, Colorado; thence North 88°15'33" East on the south line of the Northwest Quarter (NW1/4) of said Section, 1568.72 feet to the Point of Termination, containing 1.44 acres more of less, including County Road Right-of-Way.

(As represented on official Subdivision Exemption Plat 2024-4); and

WHEREAS, Conrad D. Bostron, intends to create a parcel, consisting of 26.06 acres more or less, subdivided from a 124.24 acre parcel in an Environmental Protection (EP) zone district, for use as a residence; and

WHEREAS, the Logan County Planning Commission Chairman recommended approval of the application after reviewing the application, studying the staff review, and reviewing the proposed plat on January 23, 2024; and

WHEREAS, a public hearing was held by the Board of County Commissioners on January 30, 2024, at which time the Board reviewed the application and any exhibits, and heard the comments of the staff and any interested parties; and

WHEREAS, based on the application, supporting information, comments of staff and testimony of any interested persons, the Board finds as follows:

- 1. That the exemption is consistent with, and conforms to the Logan County Zoning Resolution and Subdivision Regulations.
- 2. That the exemption relates to a division of land that is determined not to be within the purpose of C.R.S. 30-28-101, et. seq.
- 3. That legal and physical access is provided to the parcel by enforceable public rights-of-way or recorded easements, and the size, location and availability of essential services to the proposed parcel are reasonable, appropriate and customary for the intended use.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Logan County, Colorado, that the application by Conrad D. Bostron, for a Subdivision Exemption for the creation of a 26.06 acre parcel, more or less, in the unincorporated area of Logan County, as described above and as represented on official Subdivision Plat 2024-4, is hereby approved, provided that no further subdividing of the above described parcel shall occur without the prior approval of the Board of County Commissioners.

DONE on Tuesday, this 30th day of January, 2024.

	BOARD OF COUNTY COMMISSIONERS LOGAN COUNTY, COLORADO	
	Mike Brownell, Chairman	(Aye)(Nay)
	Joseph A. McBride, Vice-Cha	(Aye)(Nay) airman
	Jerry A. Sonnenberg, Commi	(Aye)(Nay) ssioner
I, Pamela M. Bacon, County Clerk and Reco Colorado, do hereby certify that the foregoing Res Commissioners of the County of Logan and State of of January, 2024.	olution was adopted by the B	oard of County
	County Clerk and Recorder	

SUBDIVISION EXEMPTION APPLICATION PLAT APPROVAL

Date: <u>November 28, 2023</u>						
Name of Subdivision Exemption ((as listed on plat):					
Applicant: Name: <u>Conrad Daniel Bostron</u>			Phone:	970-520-7679		
Address: 28609 Pine Drive, Ever	green, CO 80439					
Email: <u>myblueeyes123@icloud.c</u>	om					
Local Agent: Name: <u>Jake Hyland</u>			Phone:	970-227-8990		
Address: 501 East Main Street, V	Windsor, CO 80550					
Owner of Record: Name: Conrad Daniel Bostron		1	Phone:	970-520-7679		
Address: 28609 Pine Drive, Ever	green, CO 80439					
Prospective Buyer: Name: <u>Jason Richard Bostron</u>			Phone:	970-580-7963		
Address: 429 Columbine Street, S	Sterling, CO 80751					-
Land Surveyor: Name: <u>Dickenson Land Surveyor</u>	'S		Phone:	308-284-8440		
Address: <u>302 Diamond Springs T</u>	rail, Ogallala, NE 69153					
Attorney: Name:	-		Phone:			
Address:			-			
Description of Property: Subdivision Exemption Location:	On the	_ side of				
Feet Direction	of	Street				-
Legal: ¼ Section	_ Section8	_ Township	7N	Range	52	
Total Acres 26.06	Number of Lots					
Current Zoning:	Cu	urrent Land Use	e:			
Page 3 of 6	Conrad Bostror	1		Revised 3/202	3	

Subdivision Exemption SE2023-13 January 2024 8-7-52

Postal Delivery Area:	School District:
If Deed is recorded in General System: Book	Page
Has the Board of Zoning Appeals granted Variance, property? Y or N	Exception, or a Conditional Use Permit Concerning this
If yes, list Case No., and Name	·
Proposed use of each Parcel:	
Proposed Water and Sewer Facilities:	
Proposed Public Access to Each New Parcel:	
Reason for Request of this Exemption (May use add	itional pages):
List all Contiguous Parcels in the same Ownership:	
Section/ Township/ Range	Lot(s)
book and page of each conveyance to the present owner	respective parcels of land were acquired, together with the er as recorded with the Logan County Clerk and Recorder. This perty; the contract owner of the property, and the date the deed
IN THE EVENT OF CORPORATE OWNERSHIP: A list of all more than five percent (5%) of any class of stock must be requesting special assessment financing, the formation of	directors, officers, and stockholders of each corporation owning be attached. This need only be provided if Developer is of improvement district(s) or benefit district(s).
I <u>Conrad Daniel Bostron</u> , hereby consent to the Subdivision Regulations.	e provisions of Article 8.2 A & B of the Logan County
<u>Conrad Daniel Bostron</u> , hereby depose that al herewith are true.	I statements contained in this application submitted
Applicant Signature: Land Daniel Ho	Date: <u>November 28, 2023</u>

Page 4 of 6

Conrad Bostron
Subdivision Exemption
SE2023-13 January 2024
8-7-52

Revised 3/2023

SUBDIVISION EXEMPTION APPLICATION COUNTY USE ONLY

Application Fee: (\$100.00) Date:	Receipt #: _		
Recording Fee: \$13.00 (1 Page) OR \$23.00 (2 Pa	iges) - (Separate	e Check) Date / Receipt #	:
Date of Planning Commission:			
Recommendation of Planning Commission:	Approval	Denial	
Recommended Conditions of the Subdivisio	n Exemption:		
		Chairperson,	Planning Commission
COUNTY COMMISSIONERS ACTION	N:		
Conditions of Subdivision Exemption Approv	al:		
Date Granted:			
Date Denied:			
	 Jei	ry A. Sonnenberg	(Aye) (Nay)
			(1 - 1 (
	Jos	seph A. McBride	(Aye) (Nay)
	Mi	ke Brownell	(Aye) (Nay)

Page 5 of 6

Conrad Bostron
Subdivision Exemption
SE2023-13 January 2024
8-7-52

Revised 3/2023

January 2024 Conrad Bostron Subdivision Exemption SE2023-13 January 2024 8-7-52

SUBDIVISION EXEMPTION PLAT No. FOR CONRAD BOSTRON,

LOCATED IN THE S 1/2 OF THE NW 1/4 OF SECTION 8, T.7 N., R.52 W. OF THE 6th P.M., LOGAN COUNTY, COLORADO

N 1/16 COMMER OF SECTION 8-7N-53W

OWNER'S CERTIFICATE CONRAD BOSTRON, BEING THE SOLE OWNERS IN FEE OF THE CONRAD BOSTRON (STATE OF COLORADO) (COUNTY OF LOGAN) THE POREGOING CERTIFICATION WAS ACKNOWLEDGED IN WITNESS WHEREOF, I HEREUNTO SET MY HAND AND SEAL MY COMMISSION EXPIRES CHAIRMAN-LOGAN COUNTY PLANNING COMMISSION CERTIFICATE I HAVE REVIEWED THIS PLAT AND CONCUR WITH STAFF THAT THIS PLAT APPEARS TO BE IN CONFORMANCE WITH ALL THE REQUIREMENTS OF ARTHUR 2 OF THE LOGAN COUNTY SUBDIVISION REGULATIONS AND SUBMIT THIS TO THE BOARD OF COUNTY COMMISSIONERS FOR FINAL APPROVAL DATE CHAIRMAN-LOGAN COUNTY PLANNING COORDINATOR CERTIFICATE THIS PLAT HAS BEEN CHECKED FOR CONFORMANCE TO ARTICLE 8 OF THE LOGAN COUNTY SUBDIVISION REGULATIONS AND APPEARS TO PLANNING COORDINATOR BOARD OF COUNTY COMMISSIONER'S CERTIFICATE THIS PLAT IS ACCEPTED AND APPROVED FOR FILING THIS _____ DAY CHAIRMAN OF THE BOARD ATTEST: COUNTY CLERK AND RECORDER

RBCORDER'S CERTIFICATE

<u>PLAT NOTE</u> LOGAN COUNTY HAS ADOPTED A RIGHT TO FARM AND RANCH POLICY.

RESOLUTION #99-50 RECORDEL SEPTEMBER 21, 1999, IN BOOK 925 AT PAGE 430 OF THE LOGAN COUNTY

RECORDS, PLEASE READ IT AND BE AWARE OF ITS PROVISIONS

I, _____CLERK AND RECORDER OF LOGAN COUNTY, HEREBY CERTIFY THAT THE BOARD OF COUNTY COMMISSIONERS OF LOGAN HEREBY CERTIFY THAT THE BOARD OF COUNTY CONTRIBUTION OF WORK
COUNTY, COLORADO ON THE DAY OF A COUNTY, COLORADO ON THE PUBLIC THE PORGOING DESCRIBED PARCEL OF REAL PROPERTY OFFERED POR DEDICATION FOR PUBLIC USE, IN CONFORMITY

CLERK AND RECORDER, LOGAN COUNTY, COLORADO (SEAL)

This survey was set forth by Conrad Bostron to survey a tract of land located in the S 1/2 of the NW 1/4 of Section 8, T.7 N., R.52 W. of the 6th P.M., Logan County, Colorado.

All bearings used herein are based upon the east line of the S 1/2 of Section 8, T.7 N., R.52 W. of the 6th P.M., as defined at the W 1/4 corner of said Section 8 by a 86 rebar with a 2 1/2" Aluminum cap stamped "R.L.S. 26964" and the N 1/16 corner by a 86 rebar with a 2 1/2" Aluminum cap stamped "R.L.S. 26964", bears N 00°38'12" W.

Set #4 rebar 24" long with yellow plastic L.D. caps stamped "Dickinson P.L.S. 36571" at the points shown thus \oplus , unless otherwise noted.

A title search was not requested nor conducted by me for this parcel. Therefore, all recorded and unrecorded Right-of-Ways or Easements may not be shown.

According to Colorado law, you must commence any legal action based upon any defect in this survey within three years after you first discover such defect. In no event may any action based upon any defect in this survey be commenced more than ten years from the date of certification

LEGAL DESCRIPTION FOR TRACT A:

A tract of land located in the S 1/2 of the NW 1/4 of Section 8, T.7 N., R.52 W. of the 6th P.M., Locan County, Colorado, being more naticularly described as follows:

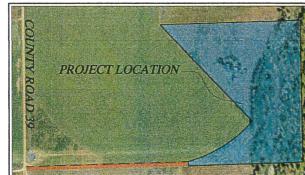
Commencing at the W I/4 conner of Section 8, T.7 N., R.52 W. of the 6th P.M., Logan County, Colorado, thence N 88°1533° E on the south line of the NW I/4 of said Section, 1568.72 feet to the Point of Beginning, thence N 0'14432° W perpendicular to the said south line 60.00 feet to the beginning of a non-ungent 1268.75 foot adius curve concave northwest; thence on the arc of said curve 726.73 feet (chord bearing N 88°4647° E with a chord length of 716.64 feet), thence N 44°328° W 129.80 feet to the C I/16 corner of the NW I/4 of said Section; thence N 88°13'02" E on the north line of the SE 1/4 of the NW 1/4 of said Section, 1339.11 feet to the 1700 10 25 and the internal mater of mass 20 PV of their PV PV of said Section, 155.11 decree to the B 1/16 conner of said NW 1/4; thence S 00°58'34" E on the cast line of the SB 1/4 of the NW 1/4 of said Section, 1319.57 feet to the C 1/4 of said Section; thence S 88°15'33" W on the south line said NW 1/4, 1092.80 feet to the Point of Beginning, containing 26.06 acres more or less.

LEGAL DESCRIPTION FOR EASEMENT:

A 40 foot access easement located in the S 1/2 of the NW 1/4 of Section 8, T.7 N., R.52 W. of the 6th P.M., Logar County, Colorado, the south line being more particularly described as follows:

Beginning at the W 1/4 corner of Section 8, T.7 N., R.52 W. of the 6th P.M., Logan County, Colorado; thence N 88°15'33" E on the south line of the NW 1/4 of said Section, 1568.72 feet to the Point of Termination.

VICINITY MAP



EASEMENT NOTES: ALTA COMMITMENT FOR TITLE INSURANCE (11-28-2023) SCHEDULE B PART II ISSUED BY STEWART TITLE GUARANTY COMPANY ents found by Stewart Title Company File No: 2144966 A strip of land twenty feet wide off the entire S1/2 NW1/4 of Section 8 for roadway, at excepted in Warranty Deed recorded May 12, 1898 in Book 53 at Page 172. Right of Way Deed recorded June 5, 1903 in Book 65 at Page 78. Agreement to Use Logan County Right of Way Individual Permit recorded September 2, 2014 as Reception No. 721215.

Pipeline Easement recorded September 23, 2014 as Reception No. 721506 SHOWN ON SURVEY Surface Easement recorded October 10, 2014 as Reception No. 721742.

Agreement to Use Logan County Right of Way Individual Pennit recorded March 25, 2015 as Reception No. 723717.

Surface Easement recorded September 21, 2015 as Reception No. 726015

SCALE 1" = 200' LEGEND SET WITNESS CORNER MONUMENT SET A REBUR BY PLASTIC CAP STANDED PLS. 38571 AK- ANNE E. KORBE, R.L.S. 26964, DISTANCE M MEASURED DISTANCE X- TEMPORARY POINT TRUE LOCATION FOR THE E 1/16 CORNER OF THE NW 1/4 OF SECTION 8-7N-52W FALLS EAST OF THE WEST RIVER BANK TRACT A 26.06 +/- Acres SECTION 8. T.7 N., R.52 W. NOW EXISTING WEST BANK OF THE SOUTH PLATTE RIVER CENTER QUARTER CORNE OF SECTION 8-7N-52W

CURVE DATA

N 01'44'32" W

P.O.B.

S 8815'33" W

SURVEYOR'S STATEMENT

I, Ryan B. Dickinson, a registered professional land surveyor in the state of Colorado, do hereby state that the survey represented by this plat was made under my supervision, and the monuments shown thereon actually exist, and this plat

58

Dickinson Land Surveyors, Inc.

Nebraska and Colorado Certified 302 Diamond Springs Trail, Ogallala, Nebraska 69153

Office: 308-284-8440 www.dickinsonlandsurveyors.com

DATE OF SURVEY: 8 NOV 2023

CLIENT: CONRAD BOSTRON

COUNTY ROAD

PAGE 1 OF 1 PROJECT #: H23-090



REVISION: TO MISSPELLING NAMES DATED: 12-21-2023

SPECIAL USE PERMIT APPLICATION AS REQUIRED BY THE LOGAN COUNTY ZONING RESOLUTION DEPARTMENT OF PLANNING & ZONING

THE PART OF THE PA	OF THE STATE WHO THEN THE STATE WHO THEN THE STATE SAND SAND SAND SAND SAND SAND SAND SAND
Applicant	
Name: Zach Brammer	Phone: (970) 425-3175
Address: PO Box 1255, Sterling, CO 80751	
Landowner	
Name: Becki Dick	Phone: (970) 580-2005
Address: 116 Hillside Drive, Sterling, CO 80751	
Description of Property:	
Legal: ¼ Section NE Section 1 Township	7N Range _ 53W
Address: Near 11515 Co Rd 37, Sterling, CO 80751 Access of	off CR or Hwy: CR 37
New Address Needed: Yor N Subdivision Name:	
Filing Lot Block T	ract Lot Size
Current Zoning: Agriculture (A) Current Land Use:	Dryland Pasture
Proposed Special Use: CBEP Solar 33, LLC is proposing to a mounted solar energy facility (SEF) on a portion of Parcel #	
Terms of Special Use: _40 years	
Building Plans: The project will include solar panels mounted to selectrical equipment including transformers, inverters, combiners	

access road, and a fence, which may be up to eight feet tall.

I, (We), hereunto submit this application for a Special Use Permit to the Board of County Commissioners, together with such plans, details and information of the proposed special use. I, (We), further understand that the Board of Logan County Commissioners may, in addition to granting a Special Use Permit, impose additional conditions to comply with the purpose and interest of the Logan County Zoning Resolutions and Zoning Map.

Dated at Sterling, Colorado, this	24 day of _	October	
Signature of Applicant:	14	B	

Signature of Landowner:

CBEP Solar 33, LL

LOGAN COUNTY SPECIAL USE PERMIT APPLICATION FOR COUNTY USE

Application Fee: (\$100.00) Date:	Rece	ipt #:	· 	
Date of Planning Commission Meeting:				
Recommendation of Planning Commission:		Approval	Denial	
Recommended Conditions of the Special Use Perm	nit:			
			Sal Sh	/ / / / / / / / / / / / / / / / / / /
			Lagran County Planning	Chairperson
COUNTY COMMISSIONERS ACTION:			Logan County Planning	g Commission
Conditions of the Special Use Permit:				
Date Granted:				
Date Denied:				
			Jerry A. Sonnenberg	(Aye) (Nay)
			Joseph A. McBride	(Aye) (Nay)
			Mike Brownell	(Aye) (Nay)

CBEP Solar 33, LLC SUP2023-238 January 2024 1-7N-53W



CBEP SOLAR 33, LLC PO BOX 1255 STERLING, CO 80751 (970) 425-3175 INFO@CLOUDBREAKENERGY.COM

DATE: October 26, 2023

PROJECT: Sarinda Solar Project

SUBJECT: Project Description and Impact Report

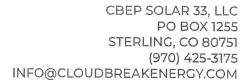
CBEP Solar 33, LLC is proposing to construct a 5.0 megawatt (ac) community solar garden as part of the Xcel Energy Solar*Rewards Community program. The Project will be constructed on approximately 48 acres of parcel 38073301100234. This parcel is approximately 157.12 acres total and is privately owned by Becki Dick. The site is currently a dryland pasture. This parcel is situated along County Road 37; it is approximately 1,200 feet west of County Road 37 and 0.5 miles north of the intersection of County Road 24 and County Road 37.

The Project will consist of approximately 12,285 solar modules mounted approximately 6' above the existing grade on single-axis trackers, which will allow the panels to track the sun from east to west over the course of a day and maximize the output of the solar garden. This project will also consist of fifty (50) inverters, two concreted-mounted transformers, an access road, two permanent storage containers to store parts, tools, and equipment during construction and operations, and a temporary construction trailer. The storage containers will be 400 square feet each. The Project will be surrounded by an 8-foot-tall game fence. For interconnection, CBEP Solar 33, LLC will also be constructing five (5) utility poles to connect to the nearest distribution line, as well as upgrading nearby electrical infrastructure.

This solar garden will deliver electricity to the distribution grid via the Xcel Energy Solar*Rewards Program. CBEP Solar 33, LLC will apply for interconnection with Xcel Energy, which will conduct a feasibility study, followed by a system impact study and facilities study. This process can take anywhere from three to twelve months.

The anticipated construction timeline is below, of which will begin after the permitting process has been completed and once an interconnection agreement with Xcel Energy has been signed.

CBEP Solar 33, LLC SUP2023-238 January 2024 1-7N-53W





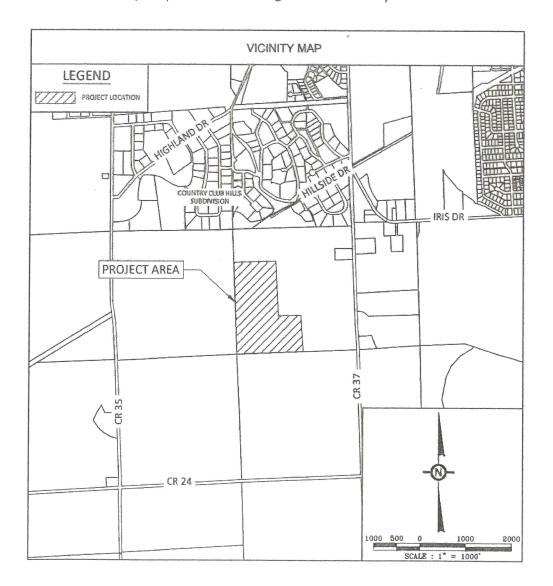
DATE: October 26, 2023

PROJECT: Sarinda Solar Project

SUBJECT: Location Map

A. Location of the Proposed Solar Energy Facility in the County

This Parcel is currently zoned within the agricultural district (A). The parcel is currently being used as a dryland pasture. Historically, this parcel has been used for crop production and grazing, but it has only been used for grazing in recent years. For more information regarding the location of the Project, please refer to Page 1 of the Conceptual Site Plan.



CBEP Solar 33, LLC SUP2023-238 January 2024



CBEP SOLAR 33, LLC PO BOX 1255 STERLING, CO 80751 (970) 425-3175 INFO@CLOUDBREAKENERGY.COM

DATE: November 06, 2023

PROJECT: Sarinda Solar Project

SUBJECT: Completeness Review

Please address when and how Road Use Agreements will be obtained with Logan County Road and Bridge.

 CBEP Solar 33, LLC contacted Paula Bjerke from Logan County Road and Bridge to kick off the Road Use Agreement Process. When contacted, Paula directed CBEP Solar 33, LLC to Logan County Planning and Zoning. This correspondence was forwarded along to Lisa Williams at Logan County Planning and Zoning Department, which is demonstrated in Exhibit A. CBEP Solar 33, LLC is waiting for further instructions.

Please address the plan to obtain Liability Insurance.

 CBEP Solar 33, LLC will be working with our contact at Chubb to secure liability insurance prior to the commencement of construction.

Have you worked with the local Fire department on plans for Fire Protection?

• CBEP Solar 33, LLC has contacted Chief Lavon Ritter with the Sterling Fire Department for guidance on plans for fire protection. CBEP Solar 33, LLC is currently awaiting a response. Please see *Exhibit B* for the attached email correspondence.

LOGAN COUNTY, COLORADO AMBULANCE SERVICE LICENSE AND VEHICLE PERMIT APPLICATION

	New Appli	cation	Renewal Application			
Name/Address	Ambulance Vehicles Ow	ner:				
Banne	R Nealth	16718	Huy 14 Sterl	: my Co 8	30751 UN	i+B
Name/Addres	ss of Applicant:					ŧ
Banner	Health 16718	Hay 1c	1 Sterling Co 80	751 ~~	HB.	
Name/Addres	ss of the person in charg	ge of amb	ulance service operations:			
Brian	s Sager 1	8172	Huy H Sterling	Co 80	飞·	
Training/Expe	erience Level of person	in charge	of the ambulance service:			
BAUTE 1	navoger Mee	EVA	c Flight Pa	rcamed:	c 20yrs	up
Trade Name of	or other name under wh	ich appli	cant does business:			TO 100.
Description o	f each vehicle proposed	to be use	d as ambulance vehicle:			
UNIT NUMBER	MAKE/MODEL	YEAR	V.I.N.	CURRENT MILEAGE	IN-SERVICE DATE	
14	E450 Ford	2018	1F04E4F3546	78,200		
			DC17985			
			The second secon			1

Location of ambulance service operations:

E 450 Ford

16718 Hwy 14 Sterling Co 80751 unit B

2016

03

Area to be served by Ambulance Service:
Interfacility Transport's from Sterling Co 8075+ unit
Name/address of the Medical Director for the Ambulance Service: DR Shannan Saundal 1801 16th Street Sterl Greeley 80631 Provide list of all emergency personnel who may be called upon to respond to an emergency with the ambulance service (including the following: Complete name, address, date of birth; Highest level of training received; Copy of current Department of Health and Environment EMT-B, EMT-I or Paramedic certificate and either a) current CPR card as defined by CDPHE or b) proof of basic cardiac life support certification; proof of valid Colorado Driver's License).
Copies of operational policies of the ambulance service:
Please attached or send electronically to asamber@logancountyco.gov.
Copies of insurance policies showing compliance with the insurance requirements of the Logan County Emergency Medical Services Resolution:
Please see attached or send electronically to asamber@logancountyco.gov.
Ambulance Vehicle Inspection Statement certifying that the vehicles and equipment have been inspected and are in compliance with the Logan County Emergency Medical Services Resolution and applicable regulations of the Colorado Department of Public Health and Environment:
Please see attached.
List of ambulance services, Fire Protection Districts, or other providers of emergency response with

which the ambulance service has or may have cooperative agreements:

I hereby certify that the information in this application is true to the best of my knowledge and be and contains no willful misrepresentations or falsification.
APPLICANT SIGNATURE: 1/26/2024
Applicant's Name: Brian D'Soger Date
Address: 16718 Hwy 14 Sterlin . Co 80751
Telephone: 303-941-4862
E-mail: Brian. Sagere Banner Health. Com