



AGENDA
Logan County Board of Commissioners
Logan County Courthouse, 315 Main Street, Sterling, Colorado
Tuesday, November 1, 2022 - 9:30 a.m.

Call to Order
Pledge of Allegiance
Revisions to Agenda
Consent Agenda

Approval of the Minutes of the October 18, 2022 meeting.

Acknowledge the receipt of the Veteran's Service Officer's report and Certification of pay form for the month of October 2022.

Acknowledge the receipt of the Sheriff's Fee Report for Month of September 2022.

Unfinished Business
New Business

Consideration of the approval of Resolution 2022-28 to amend the IRC Section 125 Flexible Benefits Plan amended to allow a participant to redirect on a non-tax basis, a portion of the gross compensation for reimbursement of health expenses to the extent that such expenses do not exceed \$3,050.00 per plan year. Also amended is the maximum Health Flexible Spending Account (FSA) carryover fit will be \$610.00. This carryover amount is in addition to employee's election for the new plan year.

Consideration of the approval of Resolution 2022-29 establishing permitting criteria and procedures for roadside memorials within a county road right -of-way in Logan County.

Consideration of the approval of an agreement between Xcel Energy and Logan County and issuance of right of way permit number ROW2022-12 for the use of the county right of way under Willow Road for an electrical distribution.

Consideration of the approval of Resolution 2022-30 granting a conditional use permit (CUP) #257 on behalf of Stratus Sterling LLC to operate an aggregate mining pit known as the Stratus Sterling LLC Pit in an industrial zone district located in the southeast quarter (SE1/4) of Section 32, Township 8 North Range 52 West of the 6th Principal Meridian, Logan County, Colorado.

Consideration of the approval of Resolution 2022-31 granting Patricia Collins a conditional use permit to operate a RV Park, with related equipment and structures, on the property described as follows: A tract of land in the Southeast corner of said Section A tract of land in the SE1/4 of Section 2, Township 11 North, Range 53 West of the 6th P.M., County of Logan, State of Colorado. Also known by street address as: 35361 County Road 35, Peetz, CO 80747.

Other Business**Miscellaneous Business/Announcements**

The next regular meeting will be scheduled for Tuesday, November 15, 2022, at 9:30 a.m. at the Logan County Courthouse.

County Offices will be closed on Friday, November 11, in observance of Veteran's Day. We take this opportunity to honor all those who have served our country in any branch of the military and give them our deepest gratitude and thanks.

Executive Session as Needed**Adjournment**

October 18, 2022

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

Byron H. Pelton	Chairman
Jane E. Bauder	Commissioner
Joseph A. McBride	Commissioner

Also present:

Alan Samber	Logan County Attorney
Pamela Bacon	Logan County Clerk & Recorder
Debbie Unrein	Logan County Finance
Dave Conley	Logan County Lodging Tax Board
Maralee Johnson	Logan County Tourist Center
Faith Blankenship	Logan County Commissioner Office
Chance Wright	Logan County Buildings and Grounds
Dave Appelhans	Logan County Shooting Sports
Dennis Vierow	Logan County Shooting Sports
Jeff Rice	Journal-Advocate

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

Chairman Pelton asked if there were any revisions for the agenda. Commissioner McBride moved to add a proclamation for 2022 Adoption Day in Logan County and a proclamation for Domestic Violence Awareness month in Logan County. Commissioner Bauder seconded, and the motion carried 3-0.

Chairman Pelton continued with consent agenda.

The Board continued with the Consent Agenda items:

- Approval of the Minutes of the September 20, 2022, meeting.
- Acknowledge the receipt of the Veteran's Service Officer's report and Certification of pay form for the month of September 2022.
- Acknowledge the receipt of the Treasurer's Report for the month of September 2022.
- Acknowledge the receipt of the Public Trustee's Quarterly Report Third Quarter Report for 2022.
- Acknowledge the receipt of the Landfill Supervisor's Report for the month of September 2022.
- Acknowledge the receipt of the Clerk and Recorder's Report for the month of September, 2022.
- Consideration of the appointment of Greg Larson as Logan County's appointee to the Republican River Water Conservation District Water District Board of Directors for a three-year term to expire on November 15, 2025.
- Consideration of the appointment of Madison Bellendir, GIS Specialist/Sr. Appraisal Tech. as the Logan County Representative to the E911 Authority Board.

Commissioner Bauder moved to approve the Consent Agenda. Commissioner McBride seconded, and the motion carried 3-0.

Chairman Pelton continued with Unfinished Business:

Commissioner McBride moved to approve the award of the proposal for materials and labor of construction of two sunshade covers and one concrete pad at the Logan County Shooting Sports Complex, 12515 Hwy 61, Sterling, Colorado to American Builders Systems in the amount of \$39,998 and \$36,464. Commissioner Bauder seconded, and the motion carried 3-0.

Chairman Pelton continued with New Business:

Consideration of the approval of the following Logan County Lodging Tax Board Projects:

- Governor's Conference on Tourism 2023 - \$2,000.
- Miles Partnership 2023 – Advertising package with Colorado Tourism Office and colorado.com Plan B: \$16,621.50.

Commissioner Bauder moved to approve the Logan County Lodging Tax Board Project of Governor's Conference on Tourism 2023 in the amount of \$2,000. Commissioner McBride seconded, and the motion carried 3-0.

Commissioner McBride moved to approve the Logan County Lodging Tax Board Project of Miles Partnership 2023 – Advertising package with Colorado Tourism Office and colorado.com Plan B in the amount of \$16,621.50. Commissioner Bauder seconded, and the motion carried 3-0.

Commissioner Bauder moved to approve an agreement between Logan County and the State of Colorado Department of Natural Resources Colorado Parks and Wildlife to administer grant funds for a federal grant to construct a firing line and shade shelter for the Logan County Shooting Range to accommodate recreational shooters during eastern plains summer conditions. Grant funds in the maximum amount of \$70,500.00 will be awarded for the work and allow the Chairmen to sign. Commissioner McBride seconded, and the motion carried 3-0.

Commissioner McBride moved to approve an application for Colorado Parks and Wildlife Shooting Range Small Grant Program Federal Funds for Improving Shooting and Archery Facilities in Colorado to be used for shooting benches for the Logan County Shooting Sports Complex in the amount of \$3,712.50 and authorize the Chairman to sign. Commissioner Bauder seconded, and the motion carried 3-0.

Commissioner Bauder moved to approve the ticketing system contract between Logan County and Saffire, LLC for the Logan County Fair for a period of three years and authorize the Chairman to sign. Commissioner McBride seconded, and the motion carried 3-0.

Commissioner McBride moved to approve the ratification of an online auction listing and marketing agreement between Logan County and Big Iron Auctions for the sale of a 2004 Caterpillar 963C Track Loader SN BBD00939. Commissioner Bauder seconded, and the motion carried 3-0.

Commissioner Bauder moved to approve an Intergovernmental Agreement between Logan County and Yuma County, and their respective Sheriff's Offices, which provides for the housing of Yuma County jail inmates in the Logan County Adult Detention Facility and authorize the Chairman to sign. Commissioner McBride seconded and the motion carried 3-0.

Commissioner McBride moved to approve an Intergovernmental Agreement between Logan County and Phillips County, and their respective Sheriff's Offices, which provides for the housing of Phillips County jail inmates in the Logan County Adult Detention Facility and authorize the Chairman to sign. Commissioner Bauder seconded, and the motion carried 3-0.

Commissioner Bauder moved to approve an Intergovernmental Agreement between Logan County and Sedgwick County, and their respective Sheriff's Offices, which provides for the housing of Sedgwick County jail inmates in the Logan County Adult Detention Facility and authorize the Chairman to sign. Commissioner McBride seconded and the motion carried 3-0.

Commissioner McBride read the proclamation for Adoption Day in Logan County. Commissioner McBride moved to approve the proclamation for Adoption Day to be November 18, 2022, in Logan County. Commissioner Bauder seconded, and the motion carried 3-0.


Commissioner McBride read the proclamation for Domestic Violence for the month of October 2022 in Logan County. Commissioner McBride moved to approve the proclamation for Domestic Violence. Commissioner Bauder seconded, and the motion carried 3-0.

Other Business

The next meeting will be scheduled for Tuesday, November 1, 2022, at 9:30 a.m. at the Logan County Courthouse.

There being no further business to come before the Board, the meeting adjourned at 9:50 a.m.

Submitted by:



Logan County Clerk

Approved: November 1, 2022

BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

(seal)

By: _____
Byron Pelton, Chairman

Attest:

Logan County Clerk & Recorder



Colorado Department of Military and Veterans Affairs
County Veterans Service Officers Monthly Report and Certification of Pay

County of Logan Month of October 2022

Telephone Calls	from vets \Rightarrow 70 about vets to vets \Rightarrow 57 27	Total calls \Rightarrow 127/154
Appointments	office \Rightarrow 53 home \Rightarrow 05	Total visits \Rightarrow 58
Outreach	- 0 -	
Total Served		185/212

Surveys Submitted	- 09 -
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Certification by County Veterans Service Officer

I hereby certify that the above monthly report is true and accurate to the best of my knowledge and belief. I have been employed as a county veteran service officer at a rate of:

☐ 34 hours per week or fewer

☒ 35 hours per week or more

For the month of October, 2022 from Logan county.

[Signature]
Signature of County Veterans Service Officer

10/27/2022
Date

Certifications by County Commissioner or Designee

☒ In accordance with CRS 28-5-802, I hereby certify the appointment of our county veterans service officer.

☒ In accordance with CRS 28-5-707, I hereby certify the accuracy of the Report CVA-26 revised September 2021.

County Commissioner or Designee of

County

Date

This certification, submitted monthly, properly signed and executed is considered as application for the monetary benefits to the County General Fund in accordance with 28-5-804 (2002) Colorado Revised State Statute.

Submit this form no later than the 15th day the following month to:

*Colorado Division of Veterans Affairs
cdvainfo@dmva.state.co.us*

CIVIL PAYMENTS						
Sep-22						
Date	Check #	Business Check #	Sheriff #	Amount	Amount of Refund	Amount Owed to County
9/7/2022	925	CASH	2022-466	\$ 35.00	\$ 15.00	\$ 20.00
9/21/2022	928	4874	2022-496/497	\$ 70.00	\$ 30.00	\$ 40.00
10/3/2022	930	82373	2022-512	\$ 35.00	\$ 15.00	\$ 20.00
10/3/2022	931	31993	2022-515	\$ 45.00	\$ 20.00	\$ 25.00
				Total Owed to County		\$ 105.00

* emailed to
Jennifer
10.19.2022 (8)
@ 12:37 pm

CIVIL PAYMENTS CREDIT CARDS					
Sep-22					
Date	Check #	Sheriff #	Amount	Amount of Refund	Amount Owed to County
9/13/2022		2022-475	\$ 40.00		\$ 40.00
9/13/2022		2022-476	\$ 45.00		\$ 45.00
9/15/2022	927	2022-481	\$ 76.00	\$ 30.00	\$ 46.00
9/16/2022		2022-486/487	\$ 70.00		\$ 70.00
9/20/2022		N/A	\$ 40.00		\$ 40.00
9/21/2022		2022-493	\$ 35.00		\$ 35.00
9/22/2022		2022-491	\$ 54.00		\$ 54.00
9/22/2022		2022-492	\$ 35.00		\$ 35.00
9/23/2022		2022-504	\$ 35.00		\$ 35.00
9/23/2022		2022-505/506	\$ 45.00		\$ 45.00
9/26/2022		2022-509	\$ 35.00		\$ 35.00
9/26/2022		2022-508	\$ 25.00		\$ 25.00
9/28/2022	929	2022-511	\$ 40.00	\$ 17.50	\$ 22.50
9/28/2022		2022-502	\$ 35.00		\$ 35.00
9/28/2022		2022-495	\$ 80.00		\$ 80.00
9/30/2022		2022-510	\$ 20.00		\$ 20.00
9/30/2022		2022-507	\$ 80.00		\$ 80.00
9/30/2022		2022-548	\$ 12.50		\$ 12.50
10/4/2022		2022-489/490	\$ 55.00		\$ 55.00
				Total Owed to County	\$ 810.00

TARY/SEX OFFENDERS/RECORDS REQUEST CREDIT CARDS					
Sep-22					
Date		Sheriff #	Amount	Amount of Refund	Amount Owed to County
9/19/2022			\$ 12.00		\$ 12.00
9/29/2022			\$ 12.00		\$ 12.00
10/3/2022			\$ 12.00		\$ 12.00
				Total Owed to County	\$ 36.00

CHP CREDIT CARDS			
Sep-22			
Date		Amount	Amount Owed to County
9/6/2022		\$ 152.50	\$ 152.50
9/7/2022		\$ 152.50	\$ 152.50
9/8/2022		\$ 63.00	\$ 63.00
9/13/2022		\$ 63.00	\$ 63.00
9/15/2022		\$ 63.00	\$ 63.00
9/15/2022		\$ 152.50	\$ 152.50
9/19/2022		\$ 63.00	\$ 63.00
9/23/2022		\$ 63.00	\$ 63.00
9/27/2022		\$ 152.50	\$ 152.50
9/29/2022		\$ 152.50	\$ 152.50
10/5/2022		\$ 15.00	\$ 15.00
		Total Owed to County	\$ 1,092.50

CIVIL CHECKS \$ 105.00
 CIVIL CREDIT CARDS \$ 810.00
 RECORDS/VIN/FINGERPRINTS CREDIT CARDS \$ 36.00
 CHP CREDIT CARDS \$ 1,092.50
 TOTAL PAID TO GENERAL FUND \$ 2,043.50 Check#932
 DEPOSIT TAKEN TO BANK OF COLORADO \$ 185.00

RESOLUTION

No. 2022-28

**LOGAN COUNTY COLORADO
IRC SECTION 125 AMENDMENT**

WHEREAS, Logan County, Colorado, a sponsor of an IRC Section 125 Flexible Benefits Plan, has the right, at any time, to amend this Plan.

And, in keeping with the IRS' regulations governing Section 125 of the Internal Revenue Code, to include IRS Revenue Procedure 2022-38.

RESOLVED that effective January 1, 2023, the IRC Section 125 Flexible Benefits Plan shall be amended to allow a participant to redirect on a non-tax basis, a portion of the gross compensation for reimbursement of health expenses to the extent that such expenses do not exceed \$3,050.00 per plan year.

RESOLVED that the maximum Health Flexible Spending Account (FSA) carryover benefit will be \$610.00. This carryover amount is in addition to employee's election for the new plan year.

BE IT UNDERSTOOD that the passage of this amendment is in all respects legal and that this amendment is in full force and effect.

Dated this 1st day of November, 2022.

**BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO**

Byron H. Pelton, Chairman

Joseph A. McBride

Jane E. Bauder

ATTEST:

County Clerk and Recorder

RESOLUTION
NO. 2022 - 29

A Resolution of the Board of County Commissioners of Logan County, Colorado, establishing permitting criteria and procedures for roadside memorials within a county road right-of-way in Logan County.

WHEREAS, C.R.S. § 43-2-149(3) provides the authority for the Board of County Commissioners to establish permitting criteria and procedures for the installation of roadside memorials within the right-of-way of county roads in Logan County; and

WHEREAS, roadside memorials have not been uniformly regulated in the County in the past and their installation without uniform regulations may result in dissension among persons with differing interests, and potentially create road safety issues or impediments to road maintenance; and

WHEREAS, the Board deems it in the best interests of the citizens of Logan County to establish a permitting system for the installation of roadside memorials that will address these concerns.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Logan County, Colorado, as follows:

The following criteria will apply to the issuance of permits for installation of roadside memorials within the county road right-of-way:

1. The immediate family of fatalities resulting from motor vehicle accidents that occur on county roads may apply to the Logan County Road & Bridge Department for the issuance of a roadside memorial sign permit.
2. The application for a sign permit must specify the proposed design and dimensions of the sign and must be accompanied by the written consent of the landowner who owns the land that is subject to the road right-of-way at the location where the sign is proposed to be installed. The sign must be constructed of durable material and must not contain any moving or electronic parts.
3. If a permit is approved, the applicant will be responsible for obtaining, installing and maintaining the sign at the applicant's sole cost.
4. Only one roadside memorial sign may be installed at any accident site, regardless of the number of fatalities.
5. The proposed location for the roadside memorial sign must be located within the county road right-of-way as far from the roadway as is reasonably necessary to preserve public safety and not create an impediment to road maintenance. The Logan County Road & Bridge Department may deny an application if the proposed type or

location of the sign would result in a potential safety hazard or create an impediment to road maintenance.

6. The Road & Bridge Department may remove any sign that does not comply with the requirements of this Resolution or the conditions of the permit, including any failure by the applicant to maintain the sign in good condition and repair.

The above and foregoing Resolution was, on motion duly made and seconded, adopted by the following vote on the 1st day of November, 2022.

THE BOARD OF COUNTY COMMISSIONERS
OF LOGAN COUNTY, COLORADO

_____(Aye) (Nay)
Byron H. Pelton, Chairman

_____(Aye) (Nay)
Joseph A. McBride

_____(Aye) (Nay)
Jane E. Bauder

ATTEST:

I, Pamela M. Bacon, County Clerk and Recorder in and for the County of Logan, State of Colorado, do hereby certify that the foregoing Resolution was adopted by the Board of County Commissioners of the County of Logan and State of Colorado, in regular session on the 1st day of November, 2022.

County Clerk and Recorder

AGREEMENT TO USE LOGAN COUNTY RIGHT OF WAY
INDIVIDUAL PERMIT

THIS AGREEMENT made this (County fills in) 1 day of November, 2022, by and between the County of Logan, State of Colorado, hereinafter called "County", and Xcel Energy the undersigned easement holder or landowner, hereinafter called "Applicant".

WHEREAS, Applicant owns the following described premises, or has an easement on, over or through said premises, to-wit (legal description): 310 Willow Rd R:53W T: 8N S: 35

; and

WHEREAS, Applicant desires to install and construct a Electrical Distribution, which will be located (**Circle One**): along bore under, or trench across Willow Rd, to benefit the above described premises; and

WHEREAS, the County is willing to allow such installation and construction by Applicant, but only upon the terms and covenants contained herein.

NOW, THEREFORE, in consideration of paying the County the sum of **\$100.00** or **\$200.00** and keeping of the terms and covenants contained herein, the parties agree as follows:

- ☒ Applicant agrees to furnish the County in writing in advance of installation the exact location and dimensions of said installation and construction.
- ☒ Buried installations must be at no less than 48 inches below the lowest level of any borrow ditch paralleling the County Road and an "Individual permit" must be submitted for each instance.
- ☒ Applicant shall have the right to install and construct _____, described above, in the right of way of _____, but such installation and construction shall be done only in the following manner. All work within the county ROW shall be performed only during regular business hours of the Logan County Road & Bridge Department to enable supervision and inspection of the work.
- ☒ All work authorized by this Agreement shall be completed no later than 12/15/2022.
- ☒ It is understood that no paved or oil-surfaced road shall be cut and will be crossed by boring only. For other roads and crossings of County property after installation. Applicant shall restore the surface to the same condition as existed prior to such construction.
- ☒ All cost and expense of installation, construction, maintenance, removal, or replacement is to be paid by the Applicant.
- ☒ The traveling public must be protected during this installation with proper warning signs or signals both day and night. Warning signs and signals shall be installed by and at the expense of Applicant.

Xcel Energy
Right of Way
ROW2022-12 November 2022
Willow Road

☒ Applicant hereby releases the County from any liability for damages caused by said Electrical Distribution, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.

☒ No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.

☒ This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

☒ Other Provisions: N/A

Note: Applicants in the process of acquiring a Conditional Use Permit or a Special Use Permit - If easements containing signatures have been obtained and are in hand for the appropriate permit, then the landowner signatures required below can be waived.

Owner #1
Xcel Energy Printed name Brian Dillon

Signature

Owner #2

Printed Name _____

Signature

Individual Right-of-Way Permit Applicant:

Brian Dillon

Printed name

Signature

Address: 502 S. 8th Ave
Sterling, CO 80751

Application Fee Paid _____

Date _____

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

Byron H. Pelton (Aye) (Nay)

Joseph A. McBride (Aye) (Nay)

Jane E. Bauder (Aye) (Nay)

Xcel Energy
Right of Way
ROW2022-12 November 2022
Willow Road

Untitled Map

310 Willow Road Shop

Legend

- Feature 1
- Untitled Path
- Untitled Path

Transformer

Bore underneath Willow Rd

Building

Meter

Driveway

Xcel Energy

Right of Way

ROW2022-12 November 2022

Willow Road

Google Earth



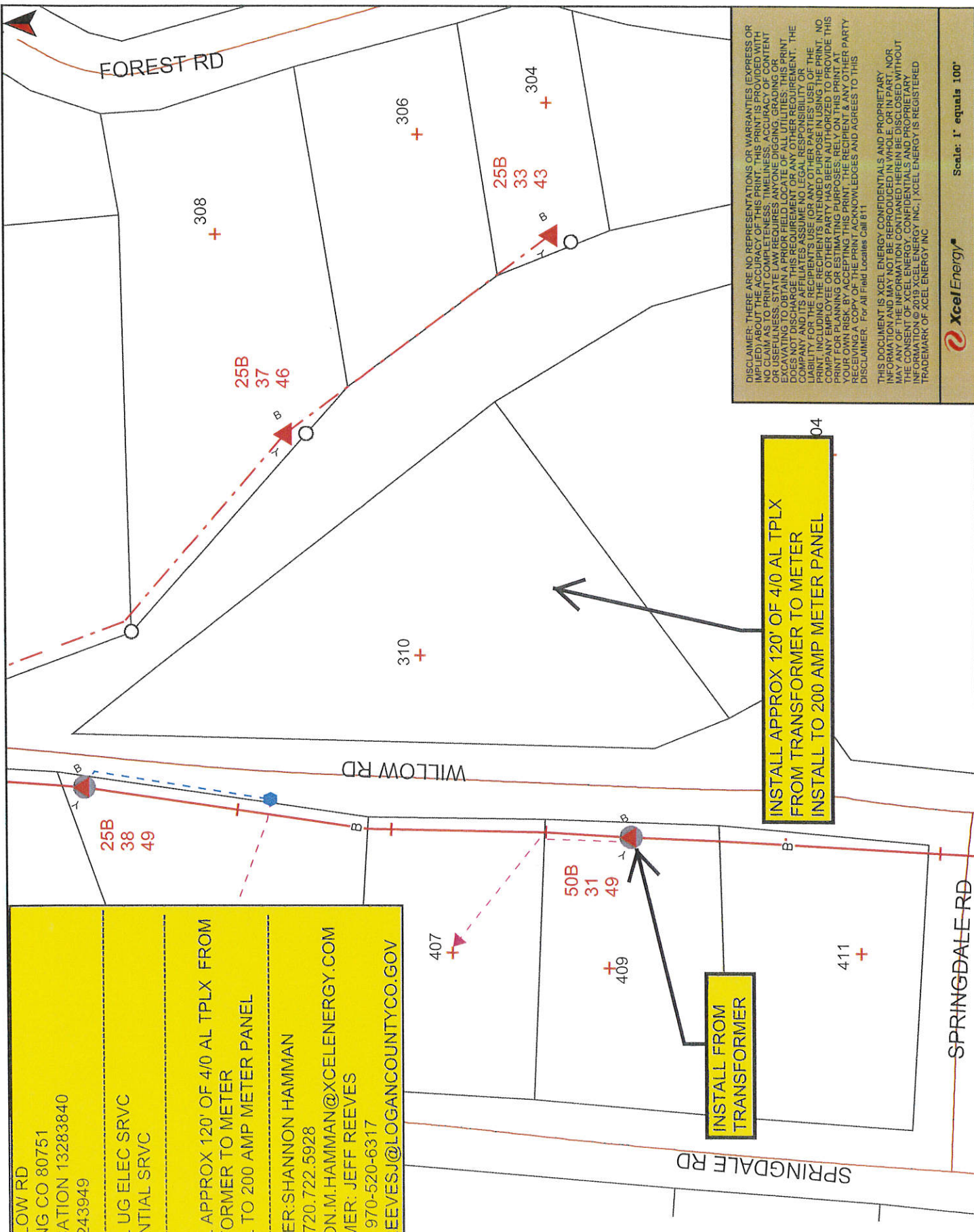
90 ft

310 WILLOW RD
 STERLING CO 80751
 NOTIFICATION 13283840
 WO 108243949

INSTALL UG ELEC SRVC
 RESIDENTIAL SRVC

SCOPE:
 INSTALL APPROX 120' OF 4/0 AL TPLX FROM
 TRANSFORMER TO METER
 INSTALL TO 200 AMP METER PANEL

DESIGNER: SHANNON HAMMAN
 PHONE 720.722.5928
 SHANNON.M.HAMMAN@XCELENERGY.COM
 CUSTOMER: JEFF REEVES
 PHONE: 970-520-6317
 EMAIL: REEVESJ@LOGANCOUNTYCO.GOV



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INSTALL APPROX 120' OF 4/0 AL TPLX
 FROM TRANSFORMER TO METER
 INSTALL TO 200 AMP METER PANEL

INSTALL FROM
 TRANSFORMER

RESOLUTION

NO. 2022- 30

A RESOLUTION GRANTING A CONDITIONAL USE PERMIT (CUP) #257 TO OPERATE AN AGGREGATE MINING PIT KNOWN AS THE STRATUS STERLING LLC PIT IN AN INDUSTRIAL ZONE DISTRICT LOCATED IN THE SOUTHEAST QUARTER (SE1/4) OF SECTION 32, TOWNSHIP 8 NORTH, RANGE 52 WEST OF THE 6TH PRINCIPAL MERIDIAN, LOGAN COUNTY, COLORADO.

WHEREAS, Stratus Sterling, LLC is requesting a Conditional Use Permit #258, to operate a sand and gravel mining pit known as the Stratus Sterling LLC Pit located in the Southeast Quarter (SE1/4) of Sections 32 and 33, Township 8 North, Range 52 West of the 6th Principal Meridian, Logan County, Colorado; and

WHEREAS, on October 18, 2022 a public hearing of the Logan County Planning Commission was held to consider the request of Conditional Use Permit #257 for the Board of County Commissioners of Logan County to operate a aggregate mining pit in an Agricultural Zone District, on the above described property; and

WHEREAS, notice of the public hearing was properly published and posted on the subject property; and

WHEREAS, on November 1, 2022, a public hearing of the Board of County Commissioners was held to consider the application for a Conditional Use Permit to operate a sand and gravel mining pit and the Board reviewed the application, supporting materials and heard the statements of interested persons.

NOW BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LOGAN COUNTY, COLORADO:

I. APPROVAL:

The application of the Board of County Commissioners for a Conditional Use Permit #257 to operate a sand and gravel mining pit known as the Stratus Sterling LLC on the above described premises, is GRANTED, subject to the conditions set forth below.

II. FINDINGS OF FACT:

The proposed use on the described site is compatible with existing land uses in the area, which is zoned Industrial District with a Conditional Use Permit required for operating a sand and gravel mining pit.

III. CONDITIONS:

1. The permit shall be for a term of ninety-nine (99) years on the identified and approved Conditional Use Permit #257. The use permitted must remain in ongoing compliance with the Logan County Zoning Resolution and all other Federal, State and local rules and regulations. Periodic reviews for ongoing compliance with such regulations shall be conducted every five (5) years. If any changes, such as alterations or enlargements occur to the Conditional Use Permit identified and approved herein, the applicant shall be responsible for seeking and obtaining separate approval of a permit and term of approval for those proposed changes.
2. The permit is limited to the operation of a aggregate mining pit on the site.

3. The aggregate mining pit shall remain in continued compliance with all applicable Federal, State (including the State of Colorado Department of Natural Resources, Division of Mining, Reclamation and Safety), and County regulations.
4. The Board of County Commissioners retains continuing jurisdiction over the permit to address future issues concerning the site and to insure compliance with the conditions of the permit. The applicant is responsible for complying with all of the foregoing conditions of the permit. Noncompliance with any of the conditions may be cause for revocation of the permit.
5. Before commencing operations, the applicant shall obtain a mining permit from the Colorado Department of Natural Resources, Division of Mining, Reclamation and Safety (and any other federal or state agency), and strictly comply with all requirements and conditions of such permits(s).

Done this 1st day of November, 2022

LOGAN COUNTY BOARD OF COMMISSIONERS
LOGAN COUNTY, COLORADO

(Aye) (Nay)
Byron H. Pelton, Chairman

(Aye) (Nay)
Jane E. Bauder, Vice-Chairman

(Aye) (Nay)
Joseph A. McBride, Commissioner

I, Pamela M. Bacon, County Clerk and Recorder in and the County of Logan, State of Colorado, do hereby certify that the foregoing Resolution was adopted by the Board of County Commissioners of the County of Logan and State of Colorado, in regular session on the 1st day of November, 2022.

County Clerk and Recorder

LOGAN COUNTY CONDITIONAL USE PERMIT APPLICATION

AS REQUIRED BY THE LOGAN COUNTY ZONING RESOLUTION

Applicant:

Name: Stratus Sterling LLC Phone: 303-726-2147
 Address: 8480 E. Orchard Road, ste 1100, Greenwood Village
 Email: RGHollard@gmail.com CO, 80111

Landowner:

Name: Stratus Sterling LLC / Sterling Rail LLC Phone: 303-726-2147
 Address: 8480 E. Orchard Road, ste 1100, Greenwood Village CO, 80111

Description of Property:

pt of Sections 32 & 33
 Legal: 1/4 Section _____ Section _____ Township 8N Range 52W
 Address: 19727 factory st. Sterling SEE attached Legal & Survey
Access off CR or Hwy: _____
CO 80751
 New Address Needed: Y or (N) Subdivision Name: N/A
 Filing _____ Lot _____ Block _____ Tract _____ Lot Size _____

Current Zoning: AG Current Land Use: AG / Industrial - rail

Proposed Conditional Use:

Aggregate Mining - excavation, crushing, stockpile,
removal & future water storage pits

Terms of Conditional Use:

Mining to commence Summer 2022 and continue
until completion, current estimate is 10-15 years

Building Plans:

See the attached Phase Map - approved State permit
shall be provided at time of State approval

I, (We), hereunto submit this application for a Conditional Use Permit to the Board of County Commissioners, together with such plans, details and information of the proposed conditional use. I, (We), further understand that the Board of Logan County Commissioners may, in addition to granting a Conditional 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 22nd day of June 2022

Signature of Applicant: [Signature] Roger Holland - Authorized Agent

Signature of Landowner: [Signature] " " " "

Stratus Sterling LLC

Conditional Use Permit

CUP2022-257 August 2022

32 & 33 of 8N 52W

LOGAN COUNTY CONDITIONAL USE PERMIT APPLICATION

COUNTY USE ONLY

Application Fee: (\$100.00) Date: _____ Receipt #: _____

Date of Planning Commission Meeting: _____

Recommendation of Planning Commission: X Approval Denial

Recommended Conditions of the Conditional Use Permit: The condition is to re-appear after state
permit has been acquired for final review. _____


Chairperson
Logan County Planning Commission

COUNTY COMMISSIONERS ACTION:

Conditions of the Conditional Use Permit:

Date Granted: _____

Date Denied: _____

Byron H. Pelton (Aye) (Nay)

Joseph A. McBride (Aye) (Nay)

Jane E. Bauder (Aye) (Nay)

Stratus Sterling LLC
Conditional Use Permit
CUP2022-257 November 2022
32 & 33 of 8N-52W

**STRATUS STERLING LLC
1842 MONTANE DRIVE EAST
GOLDEN CO 80401**

July 12, 2022

Logan County Planning

Re: Stratus Sterling Conditional Use Permit - narrative

To whom it may concern:

Please be advised that Stratus Sterling LLC is applying for a Conditional Use Permit to allow for the mining and removal of sands, gravels, and related aggregates from the property. Please refer to the attendant permit application for additional details.

Stratus Sterling is working with IHCScott, a general construction contractor to remove the aggregate. They intend to commence their operations immediately upon approval from Logan County for the conditional use permit, and approval from the state for the appropriate mining permit.

The material will be extracted using conventional mining technics. This operation will be a wet mining operation that will require a barge with a sand screw. This will be performed in compliance to all state and local regulations.

This material will be sold locally and be produced to ship outside of the area for construction projects. This material will be transported with trucks for local delivery and once rail is established it will be shipped with rail.

The pit will produce roughly 250,000 tons of material yearly until rail is established and then the pit will raise production to roughly 500,000 tons a year.

All reclamation will be performed per state a local regulation. This will include all slopes to be a min if three to ones that are vegetated above the water table once mining is completed. This will also comply with DRMS permit that is required for a mining operation.

The life of this pit should be roughly 10 years. Once the mining operation is completed the area will be fully reclaimed and then be converted to water storage potentially.

Initially the operation will require the establishment of adequate methodology to mine and move the material onsite to an operational node which will be used to prepare the materials for transport from the property. The operation will include size gradient operations and techniques, which could include crushing.

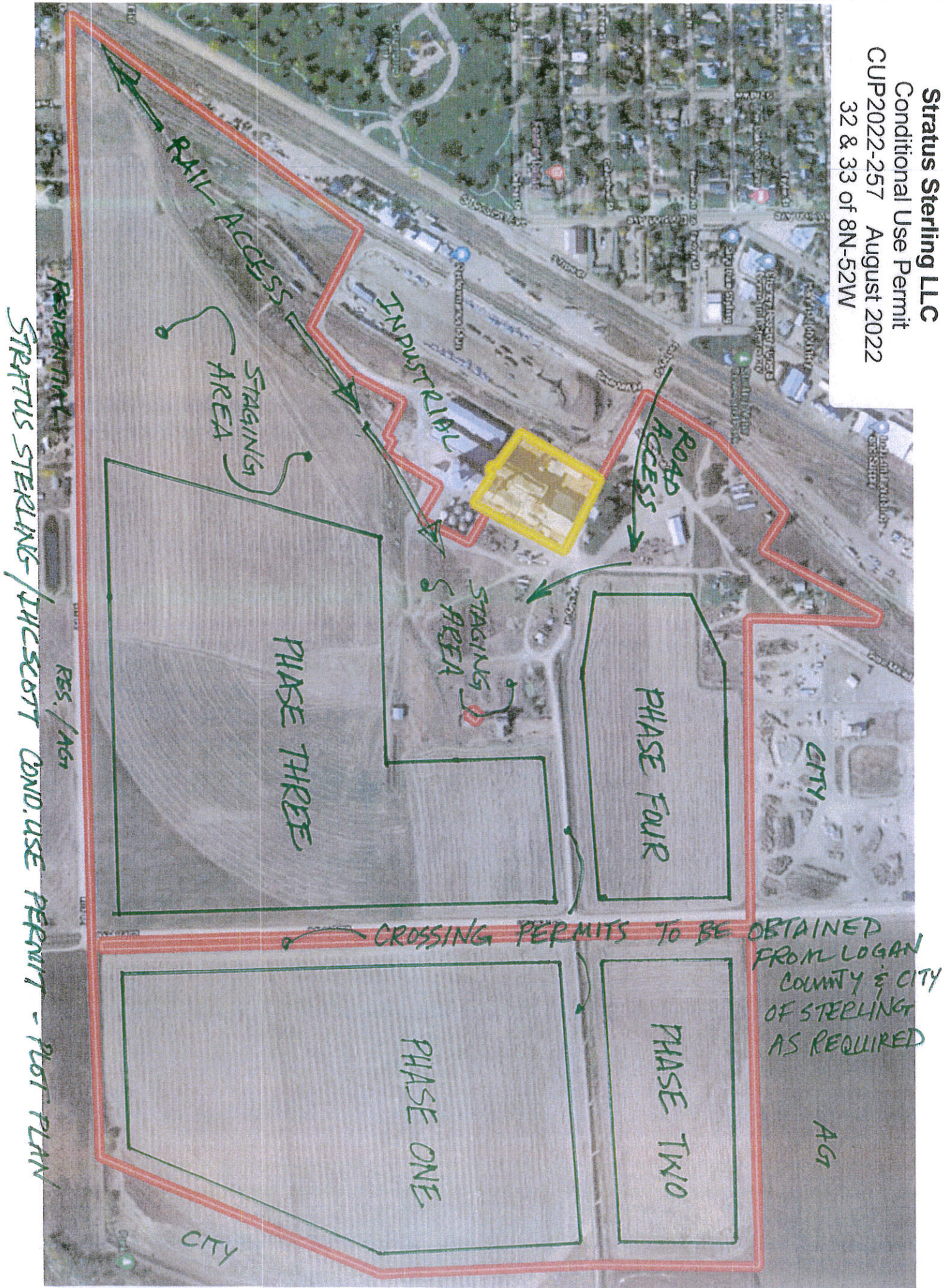
Once the material is prepared for transport from the property the contractor shall initially commence removal via truck transport. Concurrent with this application Stratus Sterling and the contractor are working with UPRR and BNR to establish a track license to remove the material from the property by rail.

At this time we understand that there is other permits that must be issued prior to any operations taking place and we are asking for a conditional approval at this time. Once that is granted, we will apply and comply will all requirements prior to any mining operation commencing on the site.
Thank you,

Roger G Hollard

Roger G Hollard
Authorized Agent for Stratus Sterling LLC

Stratus Sterling LLC
Conditional Use Permit
CUP2022-257 August 2022
32 & 33 of 8N-52W



RESOLUTION

NO. 2022-31

SPECIAL USE PERMIT (NO. 237)

A RESOLUTION GRANTING A SPECIAL USE PERMIT TO OPERATE A RV PARK, WITH RELATED EQUIPMENT AND STRUCTURES, ON THE PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in the SE1/4 of Section 2, Township 11 North, Range 53 West of the 6th P.M., County of Logan, State of Colorado, more particularly described as follows:

Commencing at the Southeast corner of said Section 2, thence North 89°02'00" West along the South line of said Section 2 a distance of 1046.1 feet to the True Point of Beginning, thence continuing North 89°02'00" West along the South line of said Section 2 a distance of 1602.3 feet to the Southwest Corner of said SE1/4; thence North 0°10'10" West along an existing fence line and the Southerly extension thereof for the West line of said SE1/4 a distance of 2185.7 feet; thence South 89°06'50" East a distance of 1691.1 feet; thence South 86°42'20" East along an existing fence line a distance of 245.3 feet; thence South 0°54'40" East along an existing fence line a distance of 236.7 feet; thence South 19°56'30" West a distance of 125.8 feet; thence South 0°31'00" East along an existing fence line a distance of 252.0 feet thence south 89°28'00" West along a existing fence line a distance of 273.3 feet; thence South 0°37'40" West along an existing fence line a distance of 1562.6 feet to the Point of Beginning.

Also known by street address as: 35361 County Road 35, Peetz, CO 80747

WHEREAS, Patricia Collins is requesting a Special Use Permit (SUP) #237, for the operation of a two (2) space RV Park; and

WHEREAS, the State of Colorado, Department of Public Health and Environment reports that there is no State of Colorado licensing requirement for the operation of a RV Park; and

WHEREAS, the Northeast Colorado Department of Public Health and Environment reports that there are no current compliance issues with the above property, owned by Patricia Collins; and

WHEREAS, the Logan County Planning Commission, after reviewing all materials, taking testimony of the applicant, and finding no issue that would limit or deny this application, recommended the approval of this application for the requested Special Use Permit (SUP) #237 at its regular meeting on October 18, 2022; and

WHEREAS, on November 1, 2022, a public hearing of the Logan County Board of County Commissioners was held to consider the approval of the Special Use Permit (SUP) #237 for Patricia Collins for operation of a two (2) space RV Park in an Agricultural Zone District on the above described property; and

WHEREAS, the above described property is currently zoned Agriculture; and

WHEREAS, all legal notices have been posted and published as required by the Logan County Zoning Resolution.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LOGAN COUNTY, COLORADO:

I. APPROVAL:

The application of Patricia Collins for Special Use Permit (SUP) #237 for the operation of a two (2) Space RV Park is GRANTED, subject to conditions set forth below.

II. FINDINGS OF FACT:

- 1. The proposed use is compatible with existing land uses in the area, which is zoned Agricultural District with Special Use Permit required for an RV Park operation.
- 2. There are no current compliance orders issued by the State of Colorado Department of Public Health and Environment for the above property, or Patricia Collins.

III. CONDITIONS:

- 1. Sewer, water and electrical hookups must be supplied to each camping space as represented in the application for the amendment to the special use permit.
- 2. The camping area must remain in compliance with all applicable provisions of the Section 7.3, I., of the Logan County Zoning Resolution, and must comply with applicable regulations of the State of Colorado Department of Public Health and Environment, Colorado Division of Water Resources, or any other applicable local, state or federal regulations.
- 3. The permit is approved only for the unlimited private use of no more than two camper spaces by family members of the applicant.
- 4. The Board of County Commissioners of Logan County retains continuing jurisdiction over the permit to address future issues concerning the site and to insure compliance with the conditions of the permit. The applicant is responsible for complying with all the foregoing conditions of this permit. Non compliance with any of the conditions may be cause for revocation of the permit.

Adopted and Signed the 1st day of November, 2022.

BOARD OF COUNTY COMMISSIONERS
LOGAN COUNTY, COLORADO

(Aye)(Nay)
Byron H. Pelton, Chairman

(Aye)(Nay)
Jane E. Bauder, Vice-Chairman

(Aye)(Nay)
Joseph A. McBride, Commissioner

I, Pamela M. Bacon, County Clerk and Recorder in and for the County of Logan, State of Colorado, do hereby certify that the foregoing Resolution was adopted by the Board of County Commissioners of the County of Logan and State of Colorado, in regular session on this 1st day of November, 2022.

County Clerk and Recorder

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

=====

Applicant

Name: Patricia Collins Phone: 630-696-0364

Address: 35361 CR 35 Peetz Co 80747

Landowner

Name: Patricia Collins Phone: 630-696-0364

Address: 35361 CR 35 Peetz Co 80747

Description of Property:

Legal: ¼ Section _____ Section _____ Township _____ Range _____

Address: 35361 CR 35 Peetz Co 80747 Access off CR or Hwy: CR

New Address Needed: Y or N Subdivision Name: _____

Filing _____ Lot _____ Block _____ Tract _____ Lot Size _____

Current Zoning: 4277 Current Land Use: 4/01

Proposed Special Use: TO Place Two RV'S Permanently on the property for family members to live in.

Terms of Special Use: Permanent

Building Plans: The Two RV'S will be Placed on a Rock foundation 35' apart with a driveway access and parking spot. Both RV'S will be hooked up to a septic tank and a well for water. Making them Permanent.

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 8 day of June 2022

Signature of Applicant: [Signature]

Landowner: [Signature]

Patricia Collins
Special Use Permit

FOR COUNTY USE

Application Fee: One hundred dollars (\$100.00)

Date of Planning Commission: _____

Recommendation of Planning Commission: ☒ Approval ☐ Denial

Recommended Conditions of Special Use Permit: _____


Chairperson, Planning Commission

=====

COUNTY COMMISSIONERS ACTION:

Conditions of Special Use Permit: _____

Date Granted: _____

Date Denied: _____

Byron H. Pelton

Joseph A. McBride

Jane E. Bauder

Patricia Collins
Special Use Permit
SUP2022-237 September 2022
2-11-53

To Whom It Concerns,

We are applying for a special use permit to add two RV pads and permanent RV's to our property at 35361 CR 35 in Peetz, CO 80747. Both RV's are under 35feet long and would be placed on RV pads that a contractor will prepare. One RV will house one family member year round while the other will house two family members year round. Skirting is going to be applied around the bottom of each RV to ensure safety from the high winds and to help insulate more in winter. There will be an access road for their cars to use to get from the driveway to the RV pads and will have gravel spots by each RV for a car to be able to be parked there.

Each campsite will be 16-18ft. wide and 35ft. long to accommodate parking and RVs. The RV pads are going to be 35ft. long for each and 8ft. wide each. There will then be a parking spot next to each RV pad that is 8ft. wide and 10ft. long. Between each RV pad there will be a min. of 30ft. to accommodate any slides that will need to come out.

We have a well permit approved under permit number 327935 that is coded to be used for a single family dwelling and the additional two RV's. Having the RV's permanently attached to this well will allow them to shower, use sinks, and use restrooms that are in the RV's and not worry about water usage or running out. We got the well approved on 8/1/2022 and currently looking at contractors (can provide contractor name once have one). The property does have a current well that was issued under permit number 311313 which is permitted for ordinary household purposes inside (1) single family dwelling, fire protection, the watering of domestic animals, poultry and livestock on farm or ranch, and irrigation of no more than 900sq. ft. of home gardens and lawns.

We also have a septic tank approval along with a pert test already done. The results of the pert test have been sent to our septic tank contract, Nation Septic in Sterling, CO. The Health department also reviewed our plan and provided a will letter (provided to you) that states the use of the septic tank for the single family dwelling and two RV's will be ok with them. Having the RV's permanently hooked up to a septic tank allows them to use facilities within the RV and not worry about needing to take RV anywhere to be dumped.

Each RV is equipped with a fire extinguisher for fire protection. There will be an outlet for each RV installed by Robirds electricity in Sterling CO so that they can be plugged in and used properly. Lastly, there is a dumpster within 150ft. of the RV pads for trash to be placed in. This dumpster gets emptied once a month by Mavrick's waste disposal.

If there are any further questions about the RV's usage or items provided for the RV's please let us know.

Sincerely,

Patricia Collins

630-696-0364

Collinspm2004@gmail.com

Patricia Collins
Special Use Permit
SUP2022-237 September 2022
2-11-53

SITE PLAN

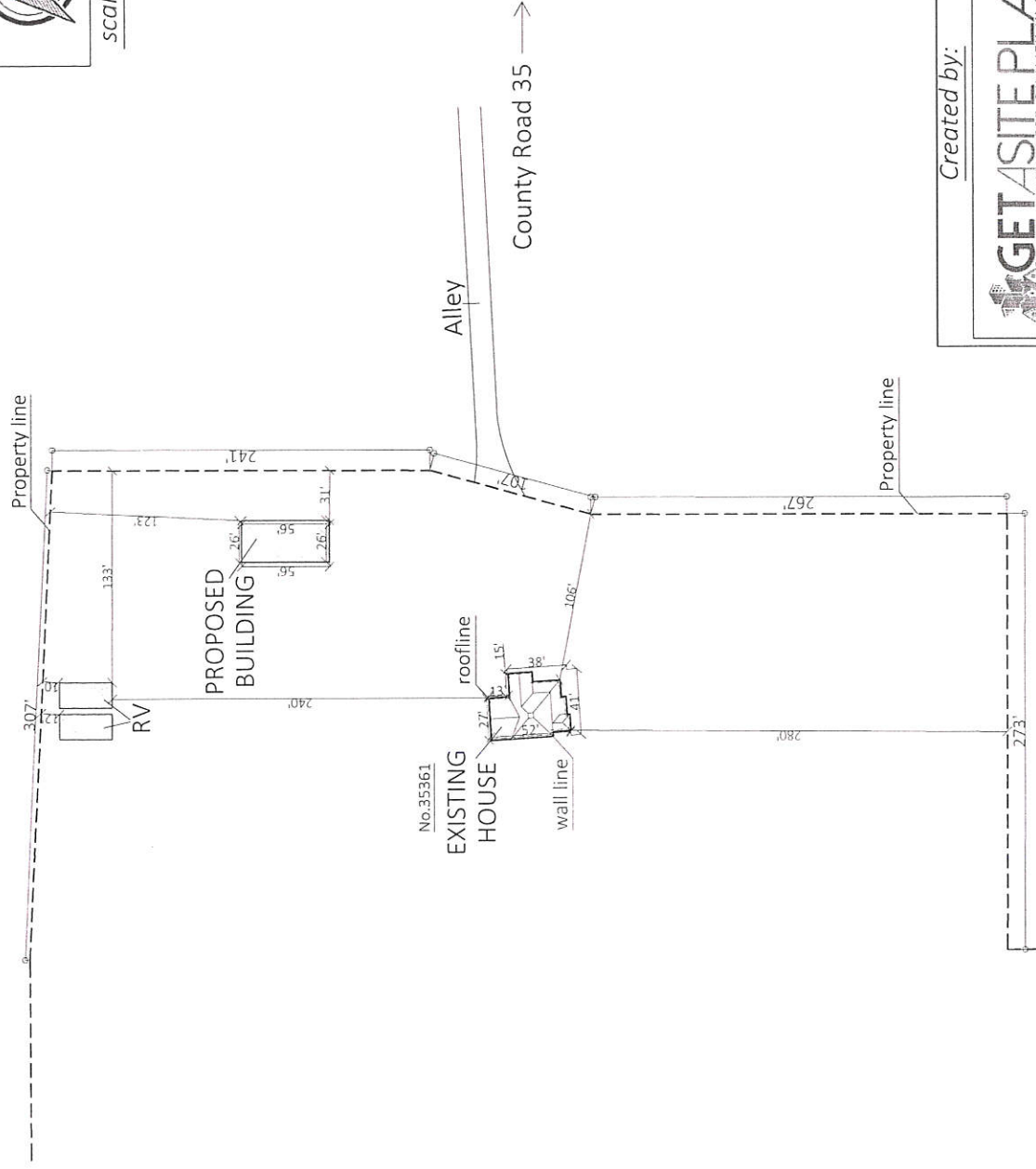
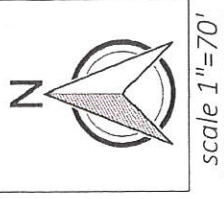
35361 County Road 35

Peetz, CO 80747

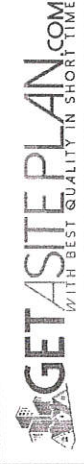
Parcel ID: 9421000

Lot area: 86.00 Acres

Plot Size: 11"x17"



Created by:



Patricia Collins

Special Use Permit

SUP2022-237 September 2022

2-11-53



District Headquarters - 700 Columbine St., Sterling, CO 80751
(970) 522-3741 - 877-795-0646 - www.nchd.org

June 21, 2022

Patricia Collins
35361 County Road 35
Peeetz, CO 80747

Dear Patricia Collins:

Northeast Colorado Health Department (NCHD) has no objection to tying 2 1 bedroom RV's into the same Onsite Wastewater Treatment System (OWTS) as the home that will be built on 35361 County Rd. 35 Peeetz, CO. The new building and RV's will be located on the Northeast portion of the property located in Section 2, Township 11N, Range 53W. Total acres involved is approximately 86 acres.

This property has as existing house with a licensed functional OWTS and a private well directly south of the proposed building and RV locations.

Before any construction of the OWTS for the proposed building and RV's begins, an OWTS permit application must be submitted to Northeast Colorado Health Department (NCHD), all applicable fees must be paid to NCHD, and a percolation test must be completed by an NCHD representative or a Colorado licensed engineer, and a permit must be issued by an NCHD representative. Construction of an OWTS shall conform to all Northeast Colorado Health Department Onsite Wastewater Treatment System Regulations. Including, but not limited to, setback distances from wells, creeks, irrigation ditches, property lines, buildings, high water and other septic systems. No variance will be issued to mitigate an error in construction involving an element of property improvements.

An OWTS permit application was submitted to NCHD on June 8, 2022. The \$500.00 OWTS permit application fee was paid on June 21, 2022.

If there are any questions please call me at (970) 522-3741 ext.1262 or email me at madisonh@nchd.org.

Sincerely,

Madison Hardman
Environmental Health Specialist