

Commissioner Rosier moved that the following Resolution be adopted:

BEFORE THE BOARD OF COUNTY COMMISSIONERS

OF THE COUNTY OF JEFFERSON

STATE OF COLORADO

RESOLUTION NO. CC11-216

Case No. 11-100604RZ	Map No. 210
Owner/Applicant:	Bergen Park Church
Location:	1276 County Road 65 Section 20, Township 4 South, Range 71 West
From:	Planned Development (PD)
To:	Planned Development (PD)
Purpose:	To amend the Planned Development zone district to allow for a church use.
Approximate Area:	2.68 Acres

WHEREAS, Bergen Park Church filed an application with the Planning and Zoning Division of Jefferson County to rezone the subject property from Planned Development to Planned Development to amend the Planned Development zone district to allow for a church use; and

WHEREAS, a public hearing was held by the Jefferson County Planning Commission on May 25, 2011, at which time the Planning Commission, by formal resolution, recommended approval with conditions of the subject rezoning application; and

WHEREAS, after notice as provided by law, a public hearing was held by this Board on June 14, 2011; and

WHEREAS, based on the study of the Comprehensive Master Plan and the Zoning Resolution, recommendations of the Jefferson County Planning Commission, recommendations of the Jefferson County Planning and Zoning Division, comments of public officials and agencies, and testimony and written comments from all interested parties, this Board finds as follows:

1. That proper posting, publication and public notice were provided as required by law for the hearings before the Planning Commission and the Board of County Commissioners of Jefferson County.
2. That the hearings before the Planning Commission and the Board of County Commissioners were extensive and complete, that all pertinent facts, matters and issues were submitted and that all interested parties were heard at those hearings.
3. The proposal is in general conformance with the Comprehensive Master Plan and the Evergreen Area Community Plan because it meets all applicable sections of the Plans' policies.
4. The proposed land uses are compatible with existing and allowable land uses in the surrounding area because the allowed uses are complimentary to adjacent land uses.
5. The proposed land uses will not result in significant impacts to the health, safety, and welfare of the residents and landowners in the surrounding area.
6. That each of the factors set forth above is adequate independently to support this resolution.
7. The subject property is served by the Evergreen Fire Protection Department, Evergreen Metropolitan District (water) and West Jefferson County Metropolitan District (sewer).
8. No known commercial mineral deposits exist on the subject property.

NOW, THEREFORE, BE IT RESOLVED that Rezoning Case No. 11-100604RZ to rezone from Planned Development to Planned Development the following described unincorporated area of Jefferson County, attached hereto as Exhibit A, be and hereby is APPROVED subject to the following condition:

- a. Revisions to the Official Development Plan in accordance with the red-marked print dated June 14, 2011.

EXHIBIT A

Case No. 11-100604RZ

Legal Description

Street Location of Property 1276 County Road 65

Is there an existing structure at this address?

Yes _____ No X

Type the legal description and address below.

A portion of Lot 1, Rocky Mountain Baptist Village as recorded in Plat Book 109 at Page 41, Reception No. 92087657 of the Jefferson County records, located in the Northwest 1/4 of Section 20, Township 4 South, Range 71 West of the 6th Principal Meridian, County of Jefferson, State of Colorado, said tract being more particularly described as follows:

Commencing at the Northwest corner of Section 20, whence the North 1/4 corner of Section 20 bears S 88° 23' 29" E, a distance of 2,534.61 feet; thence S66° 36' 39" E, a distance of 1,728.06 feet to a point on the Southeasterly R.O.W. line of State Highway No. 74, and a point on the Westerly line of Lot 2, said Rocky Mountain Baptist Village, the Point of Beginning; thence along said westerly line the following eight (8) courses: thence S65° 01' 43" E, a distance of 153.74 feet to a point; thence N 27° 35' 34" E, a distance of 45.18 feet to a point; thence S59° 16' 08" E, a distance of 78.03 feet to a point; thence S 24° 11' 57" W, a distance of 76.43 feet to a point; thence 102.52 feet along a curve to the left, having a central angle of 48° 56' 57", a radius of 120.00 feet, and whose cord bears S 22° 45' 06" W, a distance of 99.43 feet to a point; thence S 12° 43' 18" W, a distance of 58.17 feet to a point; thence S 3° 15' 35" W, a distance of 170.29 feet to a point; thence S 48° 51' 27" W, a distance of 62.19 feet to a point in the northerly R.O.W. line of Jefferson County Highway 65; thence N 63° 20' 39" W along said Northerly R.O.W. line, a distance of 315.12 feet to a point on the easterly R.O.W. line of said State Highway No. 74; thence along said easterly R.O.W. line the following two courses: thence N 27° 38' 36" E a distance of 375.21 feet to a point; thence N 43° 52' 09" E, a distance of 27.83 feet to the Point of Beginning; said described tract containing 116,405 square feet (2.67 acres), more or less.

Advise of Ortho Map No. 210 Section 20 Township 4 S. Range 71 W.

Calculated Acreage 2.67 Acres Checked by: Ben Hasten

Address Assigned (or verified) 1276 County Road 65

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Commissioner Odom seconded the adoption of the foregoing Resolution. The roll having been called, the vote was as follows:

Commissioner Donald Rosier	Aye
Commissioner John Odom	Aye
Commissioner Faye Griffin, Chairman	Aye

The Resolution was adopted by unanimous vote of the Board of County Commissioners of the County of Jefferson, State of Colorado.

Dated: June 14, 2011