

**GUNNISON COUNTY BOARD OF COMMISSIONERS
SPECIAL MEETING MINUTES
March 10, 2009**

The March 10, 2009 Board of Commissioners meeting was held in the Commissioner’s Meeting Room at the Courthouse. Present were:

Paula Swenson, Chairperson
Jim Starr, Vice-Chairperson
Hap Channell, Commissioner - ABSENT

Matthew Birnie, County Manager - ABSENT
Katherine Haase, Clerk to the Board
Others Present as Listed in Text

CALL TO ORDER: Chairperson Swenson called the meeting to order at 1:30 pm.

RESOLUTION; GRANTING REC/VAC, INC. REVOCABLE AND CONDITIONED PERMISSION REGARDING SNOWCAT USE ON A PORTION OF COUNTY ROAD 811, WASHINGTON GULCH ROAD: County Attorney David Baumgarten and Allen Moores were present for discussion.

County Attorney Baumgarten presented a draft resolution for discussion and approval. **Moved** by Commissioner Starr, seconded by Chairperson Swenson to adopt Resolution #2009-09, a Resolution Granting Rec/Vac Inc. Revocable and Conditioned Permission Regarding Snowcat Use on a Portion of County Road 811, Washington Gulch Road and authorize signatures. Motion carried.

ADJOURN: **Moved** by Commissioner Starr, seconded by Chairperson Swenson to adjourn the meeting. Motion carried. The meeting adjourned at 1:32 pm.

Paula Swenson, Chairperson

Jim Starr, Vice-Chairperson

(Absent from meeting – no signature)

Hap Channell, Commissioner

Minutes Prepared By:

Katherine Haase, Deputy County Clerk

Attest:

Stella Dominguez, County Clerk

GUNNISON COUNTY BOARD OF COMMISSIONERS TEXT INCLUSION INTO MINUTES

**BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY
RESOLUTION NO. 2009-09**

A RESOLUTION GRANTING REC/VAC INC. REVOCABLE AND CONDITIONED PERMISSION REGARDING SNOWCAT USE ON A PORTION OF COUNTY ROAD 811, WASHINGTON GULCH ROAD

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado, previously has adopted Resolution No. 2008-49, A RESOLUTION REGARDING SNOWCAT USE ON COUNTY ROAD 811, WASHINGTON GULCH ROAD; and

WHEREAS, the Board has received from REC/VAC INC. a written request to use a portion of County Road 811, Washington Gulch Road, by snowcat; and

WHEREAS, pursuant to Resolution No. 2008-49, in analyzing the REC/VAC INC. request, the Board has considered: a. the recommendation of the Washington Gulch work group; b. whether the requested use is for commercial purposes; c. discouragement of motorized use during Winter months; and d. whether the requested use is consistent with any necessary U.S. Forest Service permit(s); and

WHEREAS, the Board intends to grant to REC/VAC INC. revocable and conditioned snowcat use on a portion of County Road 811, Washington Gulch Road;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY, COLORADO AS FOLLOWS:

1. The Board grants to REC/VAC INC. revocable and conditioned permission regarding snowcat use on a portion of County Road 811, Washington Gulch Road between the winter trailhead and Elkton townsite until May 1, 2009 under the following conditions:

- a. In the Fall of 2009, and in each succeeding Fall, the Board will consider a new written application. As an express condition of the permission granted by this Resolution, and as an express condition of any future application if one is approved, a maximum number of 10 round-trip travels, with a maximum of 2 round-trip travels per month, unless otherwise pre-approved in writing by the Director of Public Works, will be allowed to occur between 11/1 through 5/1 of each year, with a total of four trips to be allowed for the remainder of the current winter season. The term may be extended by the Director of Public Works in writing beyond 5/31 of any season during which special weather-related circumstances exist which assure that no damage to County Road 811 will occur by snowcat travel after that date.
- b. No snowcat parking will be allowed at the trailhead.
- c. A drag or tiller bar will be required to be used during each snowcat trip.
- d. No snowcat travel will be allowed off of County Road 811 or beyond the Townsite of Elkton.
- e. Snowcat usage will be monitored via snowcat user logs and Meridian Lake Management Company reports.
- f. Any snowcats will be utilized exclusively by immediate members of the Frame family, unless otherwise approved on a case by case basis by the Director of Public Works.
- g. There will be no commercial usage of any snowcats used.
- h. Skiable terrain and tracks will remain the highest priority on Washington Gulch Road.
- i. The Working Group will reconvene at the end of each season for which a snowcat permit was granted in order to determine the success of the previous permit and the viability of granting future permits.
- j. The Director of Public Works is authorized to approve any emergency use outside of the parameters identified above.
- k. This Resolution does not establish a precedent for commercial land use accessed by snowcat via Washington Gulch Road.

INTRODUCED by Commissioner Starr, seconded by Chairperson Swenson, and adopted this 10th day of March, 2009.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

Swenson – yes; Starr – yes; Channell – absent.