



**BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF GUNNISON, COLORADO**

**RESOLUTION NO. 21- 3**

**A RESOLUTION AUTHORIZING TEMPORARY SEASONAL CLOSURE AND  
WEIGHT RESTRICTION FOR A PORTION OF COUNTY ROAD 38 ALSO KNOWN  
AS GOLD BASIN ROAD**

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado, (hereinafter the "Board") has the legal authority to regulate and control the use of certain highways and roads in Gunnison County, Colorado;

WHEREAS, pursuant to C.R.S. § 42-4-106 the Board has the authority to prohibit the operation of vehicles and impose restrictions as to the weight of vehicles operated upon highways under the Board's jurisdiction for a period not to exceed ninety (90) days in any one calendar year;

WHEREAS, pursuant to C.R.S. § 42-4-111 the Board has the authority to adopt temporary regulations as may be necessary to cover special conditions and close a street or portions of it temporarily;

WHEREAS, as a result of the winter thaw there is a certain portion of County Road 38 also known as Gold Basin Road (hereinafter "County Road 38"), that has deteriorated and there is resource damage;

WHEREAS, that certain portion of County Road 38 that has deteriorated is located beyond the end of the asphalt beginning at the shooting range and stretching south to the Saguache County line;

WHEREAS, to prevent further resource damage and deterioration of that portion of County Road 38, temporary closure to the public has been recommended for the season beginning March 15, 2021 through May 15, 2021, or sooner if conditions allow;

WHEREAS, the Board acknowledges that it is necessary that property owner(s) and occupant(s) of adjacent lands are able to access their land; and

WHEREAS, closure of County Road 38 will not adversely affect health and safety nor will it cause substantial injury to the owner(s) or occupant(s) of adjacent land(s).

**NOW, THEREFORE, BE IT**

**RESOLVED**, that a portion of County Road 38, located beyond the end of the asphalt beginning at the shooting range and extending south to the Saguache County line, shall



be, and hereby is, temporarily closed to the public beginning March 15, 2021 through May 15, 2021, or sooner if conditions allow;

RESOLVED, that a portion of Count Road 38, located beyond the end of the asphalt beginning at the shooting range and extending south to the Saguache County line, shall be, and hereby is, subject to the road weight restriction of a ten (10) ton load limit per vehicle beginning March 15, 2021 through May 15, 2021, or sooner if conditions allow; and

RESOLVED that there shall be, and hereby is, an exception for adjacent property owner(s) and occupant(s) of adjacent lands who are exempt from the closure to the public of that portion of County Road 38, **however**, those adjacent property owner(s) and occupant(s) of adjacent lands shall be subject to the road weight restriction of a ten (10) ton load limit per vehicle for that portion of County Road 38.

INTRODUCED by Commissioner Smith, seconded by  
Commissioner Mason, and adopted this 2nd day of March, 2021.

BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF GUNNISON, COLORADO

By: [Signature]  
Jonathan Houck, Chairperson

By: [Signature]  
Roland Mason, Vice Chairperson

By: [Signature]  
Elizabeth K. Smith, Commissioner

ATTEST:

[Signature]  
Deputy County Clerk

