

MOFFAT COUNTY BOARD OF COUNTY COMMISSIONERS

1198 W. Victory Way Craig, Colorado 81625

(970) 824-5517

Tony Bohrer
District 1

Melody Villard
District 2

Donald Broom
District 3

Board Meeting Agenda

Minutes will be recorded for these formal meetings

Tuesday, March 11, 2025

8:30 am Pledge of Allegiance

Call to order by the Chairman / Approval of the agenda

Consent Agenda -

Review & Sign the following documents:

Minutes:

- a) February 25 (pgs 3-8)

Resolutions:

- b) 2025-14: Amending Moffat County Planning & Zoning Regulations (pgs 9-22)
- c) 2025-26: Voided Warrants Resolution for March (pg 23)
- d) 2025-27: Transfer of Intergovernment Funds for December 2024 (pg 24)
- e) 2025-30: Voided Warrants Resolution for March (pg 25)
- f) 2025-31: A/P (pg 26)
- g) 2025-32: Payroll (pg 27)

Contracts & Reports:

- h) Treasurer's Report (pgs 28 & 29)
- i) MCTA By-Laws update (pgs 30-33)
- j) Rocky Mountain Rodeo contract for Fair Rodeo (pgs 34-40)
- k) Ratify: Nottingham/CPW public hunting access easement proposal (pgs 41-43)

Please note that the Board may discuss any topic relevant to County business, whether or not the topic has been specifically noted on this agenda

Public Comment/General Discussion:

8:45 am

Public Hearing:

- 1) Planning & Zoning Department – Candace Miller
 - Minor Subdivision Application - North Maybell Minor Subdivision /Gowdy - S-25-01 – Final (pgs 44-47)
 - Conditional Use for Exploration and Mining Support – Badger Hole, LLC – C-25-03 (pgs 48-60)
 - Exemption from Subdivision Regulations- Fleming – E-25-02 (pgs 61-67)



12:59 PM3/7/2025

- Conditional Use – Flores – C-25-02 (pgs 68-76)

Staff Reports:

- 2) Office of Emergency Management – Todd Wheeler
 - Resolution 2025-28: Rescinding Resolutions 2022-41 & 2024-82 & Retaining Resolution 2024-122 Pertaining to Ambulance and Emergency Medical Services Operating within Moffat County (pgs 77-102)
- 3) Clerk & Recorder's Office – Stacy Morgan
 - Fort Orange Press settlement (pgs TBD)

Adjournment

The next scheduled BOCC meeting will be Tuesday, March 25, 2025 - 8:30 am

Moffat County's YouTube link to view meeting:

<https://youtube.com/live/yANz4DAwGpY>

OR

<https://www.youtube.com/channel/UC0d8avRo294jia2irOdSXzQ>

**** Agenda is Subject to Change until 24 hours before scheduled Hearings****

The Board may alter the times of the meetings throughout the day, or cancel or reschedule noticed meetings



12:59 PM3/7/2025

Moffat County Board of County Commissioners
1198 W Victory Way Craig, CO 81625

February 25, 2025

In attendance: Melody Villard, Chair; Tony Bohrer, Board Member; Donald Broom, Board Member; Erin Miller, Deputy Clerk & Recorder; Candace Miller; Kathy Kuehl; Bill Kuehl; Lois Wymore; Dan Miller; Garry Rhoden; Cheryl Fultz; Mike Mack; Deb Mack; Glenda Ayres; Jim Ayres; Steve Foster; Bret Grandbouche; Heather Brumblow; James Brumblow; Travis Stowers; Eric Anderson; Jake Timmer; Malcom Pious; David Johannes; Libby Fortin; Johnathan Lambert; Evan Jones; Graham Basecke; Mark Anderson; Kacey Green; Ernest Schukar; Ramona Quick; Donald Quick; Terry Arnold; Ernie Arnold; Don Smith; Daisy Smith; Dave Toelle; Toni Toelle; Mark Olsen; Lois Olsen; Cal Drennan; Kay Cruz; Patricia Foster; Norman Fedde; Bethany LaBonte; JaCie Colding; Brian Coldong; Genevieve Yazzi; Jane Yazzi; Larry Yazzi; Stacie Ossen; Summer Simpson; Heidi Meats; Colton Murray

Call to Order
Pledge of Allegiance

Commissioner Villard called the meeting to order at 8:30 am

Villard made a motion to approve the agenda as presented. Bohrer seconded the motion. Motion carried 3-0.

Consent Agenda –

Review & Sign the following documents: (see attached)

Minutes:

- a) February 11; February 19 – Special Meeting

Resolutions:

- b) 2025-20: Transfer of Intergovernment Funds for December 2024
- c) 2025-21: Transfer of Intergovernment Funds for January 2025
- d) 2025-22: A/P for December 2024
- e) 2025-23: A/P for February 2025
- f) 2025-24: Payroll
- g) 2025-25: P-Cards

Contracts & Reports:

- h) Yampa Valley Bar & Grill Liquor License renewal application
- i) Greater Sandhill Crane week proclamation
- j) Colorado Department of Public Health & Environment Stormwater Annual Report(s) for Sand and Gravel Pits (13)
- k) GIS Services contract w/Schneider Geospatial

Villard made a motion to approve the consent agenda items A-K. Broom seconded the motion. Motion carried 3-0.

Please note that the Board may discuss any topic relevant to County business, whether or not the topic has been specifically noted on this agenda

Public Comment/General Discussion:

There was no public comment.

Board of County Commissioners

- Joint appointment to Airport Advisory Board (see attached)

The City and the County jointly appoint a seat on the Airport Advisory Board. Alva Jones sent a letter of interest for this open seat to both entities.

Broom moved to appoint Alva Jones to the Airport Advisory Board. Bohrer seconded the motion. Motion carried 3-0.

- Appoint Vice-Chair

Bohrer made a motion to appoint Commissioner Broom to the Vice-Chair seat. Villard seconded the motion. Motion carried 2-0.

Staff Reports:

Development Services – Candace Miller

- Resolution 2025-19: Intergovernmental Agreement w/City of Craig re: Building Contractor registration (see attached)

Miller presented Resolution 2025-19 on behalf of the Office of Development Services. This resolution will allow the City Board of Adjustments to determine building contractor eligibility/registration to operate within both the City of Craig and Moffat County. And because both entities share a building inspector, this will add to the consistency across the board for the City & County. Miller read the resolution for the record.

Broom moved to approve Resolution 2025-19. Bohrer seconded the motion. Motion carried 3-0.

Road & Bridge Department – Dan Miller

- Bid recommendation for Sander replacement (see attached)

Two bids were received for four sanders:

Holman (Commerce City)	\$27,785.00 each plus \$4300 for freight	Total bid	\$115,440.00
O.J. Watson (/Denver)	\$25,980.00 each	Total bid	\$103,920.00

Miller recommended awarding the bid to O.J. Watson for \$103,929.00.

Bohrer moved to approve awarding the bid for four Monroe brand sanders from O.J. Watson for \$103,920.00. Broom seconded the motion. Motion carried 3-0.

- Request waiving bid process for Chip Seal Oil (see attached)

Miller requested waiving the bid process for Chip Seal Oil for the Chip Seal project on CR 29 in July. The City and County schedule purchases and deliveries to coincide. The oil is purchased from SunCor Energy, at a quoted price of \$670.00/ton, which is down \$16/ton from last year. SunCor allows both the City and the County road departments to piggyback on CDOT contracts allowing both to purchase at high volume prices.

Bohrer clarified that they also need a motion to approve the purchase of Chip Seal Oil from SunCor Energy.

Bohrer moved to waive the bid process for Chip Seal oil for CR 29. Broom seconded the motion. Motion carried 3-0.

Bohrer moved to approve the purchase of Chip Seal Oil from SunCor Energy for \$670/ton. Broom seconded the motion. Motion carried 3-0.

8:45 am

Public Hearing:

Villard read the Public Hearing protocol and declared the Public Hearing(s) open.

Planning & Zoning Department – Candace Miller

- **Resolution 2025-14:** Amendments to Moffat County Zoning Regulations (see attached)

Miller gave a brief background on the process that was gone through to get to this point.

This item was tabled until the March 11th meeting to allow the community enough time to read and understand the amendments. It will not be in a Public Hearing at that time.

Villard called for Public Comment.

Collette Erickson came up before the BCC to express her opposition to the portion of the amendments regarding temporary conditional use as it relates to man camps.

In regular session, Bohrer made a motion to move Resolution 2025-14 to the March 11th BCC meeting. Broom seconded the motion. Motion carried 3-0.

- **AES: Zone Change (R 25-01) & Conditional Use Application (C 25-01)** (see attached)

Miller gave a brief introduction to the zone change and the conditional use applications submitted by AES Clean Energy/Yampa Valley Solar, LLC. AES originally reached out to the Planning Office to express interest in late 2022. Applications were submitted to the Planning & Zoning Department on January 15, 2025; those applications were reviewed by the Planning & Zoning Commission at their February 4th, 2025 meeting. Miller also described the process by which the application process for these types of projects was upgraded.

Graham Basecke and Libby Fortin from AES came before the BCC with a presentation about AES and this project.

There are 3850 leased/private owned acres in this project, with 1466 acres being used for the solar array/battery storage facility area. The project is bordered by County Road 30, and would also affect Roberts Road and Glaab Lane. AES attempted to provide simulation pictures on what would be visible from several different viewpoints.

At this point in the process, these applications are strictly preliminary; there are many other conditions/studies/plans that have to be met/obtained before final approval would be given. This project is estimated to cost \$500,000,000 and produce an estimated \$15,000,000 in taxes over the life of the project.

Miller came back before the BCC to explain the Zone Change process – Agricultural to Heavy Industrial. The Planning & Zoning Commission gave preliminary approval to both the Zone Change and the Conditional Use Permit. It was again emphasized that this is for preliminary approval only and there are many other conditions/studies/plans that have to be met/obtained before final approval would be given. There was discussion regarding the Zone Change aspect – from Agricultural Land to Heavy Industrial vs Public Utility. It was stated that some more research would need to be done on that.

Commissioner Villard called for Public Comment.

The following individuals came forward to testify against the project:

Cheryl Fultz	Kacey Green
Mike Mack	Ernie Schukar
Stacie Ossen	Bethany LaBonte
David Johannes	Ramona Quick
Toni Tolle	Heather Brumblow
Jake Timmer	James Brumblow
Jane Yazzi	Seth Schwolert
Johnathan Lambert	Colton Murray
Larry Yazzi	Bill Keuhl
Genevieve Yazzi	Glenda Ayres
Kay Cruz	Deb Mack
JaCie Colding	Jim Ayres
Brian Colding	Norman Fedde
Summer Simpson	

They expressed these concerns:

- Not being well informed on the project
- County road conditions
- One way in/One way out access
- Wildland fire
- Fires at battery storage facilities
- Emergency services response time
- Equipment failure
- Water/washing of panels
- Construction/traffic noise
- Power generated would not be for Craig – for the front range
- Reclamation
- How viable is the project in light of the new Federal administration's energy policy?
- Impacts on wildlife corridors & habitats
- Taking away from Ag land
- Plenty of land away from population

Bret Grandbouche, one of the property owners of the proposed site, spoke about how this project would not only allow him to actually make money on his property, but he would also still be able to lease/farm a large portion of the adjacent property that wouldn't be taken up by the solar array.

Miller came back up before the BCC and again emphasized that the application is still very much in the preliminary stage. She also gave more explanations to questions that had been asked in the public comment

portion of the hearing, and detailed specifics on requirements for AES to obtain the final approval on this project.

Travis Stowers (AES) came up and answered questions about how previous fires in existing facilities had been handled.

Libby Fortin (AES) came up and answered questions related to an Environmental Impact Study. They had prepared a Biological Resources Survey & Report for the project and also incorporated data from CPW. This information is an appendix of their Habitat Review, which AES had not given to Planning & Zoning, but they would get that additional report to Miller.

The next question was about noise levels. Fortin explained that during construction, noise levels would be consistent with construction noises. That would be just during the day, no night construction. Any noise from the completed project would be contained to the site, barely above background noise.

Villard closed the public hearing.

Back in regular session, Bohrer thanked everyone for coming and expressing their opinion. He commented that as a Commissioner, some of the hardest things he has ever had to deal with has been land owner rights, and he has really struggled with this project.

Broom and Villard both stated that it's very tough to draw a line between property owner rights, development and being able to make money from your property.

Villard questioned if it would be a necessity to change the zoning – from Heavy Industrial to Public Utility, and feels like they need to obtain legal advice to proceed with that, and possibly table this application until that advice is acquired.

Fortin answered more questions about feasibility studies, alternative access, road studies/conditions/maintenance, etc.

Bohrer expressed that he feels like AES should have a definitive interconnection power agreement in place before the County would go to all the trouble to grant this preliminary application. Fortin replied that while it's also frustrating for them, utilities like Tri-State always require that they have an approved permit in place before they grant an interconnection power agreement.

There were no other questions. Villard asked what was the Board's pleasure?

Bohrer stated that at this time he was not ready to make a motion.

Broom stated that if this is tabled, there needed to be a timeline on it. Fortin suggested that if it is tabled, 30 days would be a good time frame to address more concerns. There was discussion about if that would need to be another public hearing.

Broom moved to deny both items at this time. Bohrer seconded the motion. Bohrer stated that they could bring this back, with the understanding that they had a power agreement first. Motion carried 3-0.

Meeting adjourned at 12:22 pm

The next scheduled Board of County Commissioners meeting is Tuesday, March 11, 2025

Submitted by:

Erin Miller, Deputy Clerk and Recorder

Approved by: _____

Approved on: _____

Attest by: _____

Link to view this meeting on the Moffat County Government YouTube channel:

<https://www.youtube.com/channel/UC0d8avRo294jia2irOdSXzQ>

RESOLUTION 2025 - 14
AMENDING MOFFATCOUNTY PLANNING & ZONING REGULATIONS

WHEREAS, the Moffat County Planning Department and Planning Commission have studied and recommend amendments to the Moffat County Planning and Zoning Regulations, as follows:

Section 205 Definitions-

Public Utility- Change to Read:

For the purpose of this Resolution: Transportation, transmission, distribution, renewable energy OR communications and associated facilities or systems.

Temporary-Change to read:

Change to read: Lasting for only a limited period of time; not permanent.

Travel trailer- Change to read:

Travel Trailer/RV- Any vehicle, self-propelled or towed by or on another vehicle, designed for temporary living quarters, typically for camping, travel, or seasonal use. Travel Trailers/RVs are not intended to be used as permanent dwellings.

Travel Trailer Park- Change to read:

Travel Trailer/RV Park- A travel trailer/RV park is a piece of land developed in accordance with Moffat County Subdivision Regulations that offers short-term or overnight accommodations for 2 or more travel trailers and recreational vehicles.

Add the Following:

Recreational Vehicle - A recreational vehicle (RV) is a vehicle designed for temporary living quarters, typically for camping, travel, or seasonal use. RVs are not intended to be used as permanent dwellings.

Hazardous commercial Vehicle- A hazardous commercial vehicle, also known as a hazmat truck, is a specially designed vehicle that transports hazardous materials. These vehicles are built to meet strict safety standards set by regulatory bodies, such as the US Department of Transportation (DOT) and the Environmental Protection Agency (EPA).

Non-hazardous commercial vehicle- A commercial vehicle that is not transporting any hazardous materials that require special placarding or labeling, meaning it is carrying regular cargo that is not considered dangerous according to transportation regulations.

Section 400 Application-

Remove #3. b) To accommodate or house a larger number of families.

Section 405.3-Conditional Uses-Partial Amendment

Change to Read:

The denial of a Conditional Use Application shall be based upon a finding that one or more of the foregoing concerns constitute a significant adverse effect and cannot be reasonably mitigated by a specific condition, restriction, or requirement. An approved Conditional Use Application will normally run with the land and without time limitation, unless specifically noted otherwise.

If the property changes ownership and the use remain the same, the existing Conditional use permit can be amended with new owner information. If the uses change, a new Conditional use permit must be applied for.

Section 405.4 Temporary Uses-

Change to Read:

A Temporary Use Permit may be issued by the Planning Director upon application to the County Planning Department for the temporary uses allowed in each district. If the Planning Director determines that special conditions exist which warrant additional review, the application will undergo the appropriate approval process. An approved Temporary Use Permit will only be issued for a specific timeframe based on the duration of the proposed project. Approved permits must undergo a mid-way onsite inspection/review in addition to requiring annual reporting. Only one extension may be granted due to external circumstances. Failure to comply with the conditions of the approved permit may be cause for review and termination of said permit. Failure to cease the temporary use by the specified

time will be considered a misdemeanor and is subject to penalties under Section 520.2 of this Resolution.

Section 410- "A" AGRICULTURE DISTRICT

410.1 Permitted Uses-

Add: Single family residence/attached

410.2 #2 - Permitted accessory uses

Change to Read:

The storage of licensed vehicles, recreational vehicles, trucks and agricultural equipment, including hazardous commercial vehicles, for use in conjunction with any permitted use or approved conditional use in the district. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code)

410.4 Temporary uses

Change to read:

The following uses may be permitted in the "A" District on a temporary basis, Subject to time limit specified on approved permit.

410.4 #1-#7- Remove time limits.

410.4 #1- Change to Read:

Construction office, temporary living quarters and yard incidental to construction on the premises. Time limit based on active building permits.

410.4 #7- Change to read

Dwellings, not otherwise in violation of this Zoning Resolution, Building Codes or State and County Health Safety Regulations, erected or placed to provide temporary workforce accommodations.

SECTION 410.5 - PROPERTY DEVELOPMENT STANDARDS

410.5 #2 Change to Read:

One dwelling may be constructed or erected on each parcel, except that additional dwellings or dwelling units may be permitted, subject to approval of a Conditional Use Permit.

410.5 #4 Change to read:

Each dwelling hereafter erected or constructed in this District shall have a minimum floor area of 200 square feet. Dwelling units erected for the sole purpose of seasonal or recreational use shall be exempt from Special use permits and or the requirements for an engineered foundation, energy code, running water, heat and a functional bathroom & kitchen, provided that the unit will not be used more than 6 months out of the year and has a "footprint" of no less than 200 sq ft or less than 1200 sq. ft. A "porta-john", composting toilet or approved outhouse is required.

SECTION 415 - "R-R" - RURAL RESIDENCE DISTRICT

SECTION 415.1 - PERMITTED USES

Add the following:

Single family residence/attached.

Multi-family residence.

SECTION 415.2 - PERMITTED ACCESSORY USES

415.2.2-Change to read:

The storage of licensed vehicles, recreational vehicles, trucks and agricultural equipment, including one non- hazardous commercial vehicle, for use in conjunction with any permitted use or approved conditional use in the District. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code).

SECTION 415.4 - TEMPORARY USES

Change to read: The following uses may be permitted in the "R-R" District on a temporary basis, Subject to time limit specified on approved Temporary use permit.

Remove: Time limits.

415.4.1- Change to Read:

Construction office, temporary living quarters and yard incidental to construction on the premises. Time limit based on active building permits.

SECTION 415.5 - PROPERTY DEVELOPMENT STANDARDS

415.5.2 Change to read:

One dwelling may be constructed or erected on each lot, except that additional dwellings may be permitted, subject to approval of a Conditional Use Permit.

412.5.4 Change to read:

Each dwelling hereafter erected or constructed in this District shall have a minimum floor area of 200 square feet. Dwelling units erected for the sole purpose of seasonal or recreational use shall be exempt from the requirements for an engineered foundation, energy code, running water, heat and a functional bathroom and kitchen, provided that the unit will not be used more than 6 months out of the year and has a "footprint" of no less than 200 sq ft and less than 1200 sq. ft. A "porta-john", composting toilet or approved outhouse is required.

SECTION 416 "R-C" - RURAL COMMUNITY DISTRICT

SECTION 416.2 - PERMITTED ACCESSORY USES

416.2.2 Change to read:

The storage of licensed vehicles, recreational vehicles, trucks and agricultural equipment, including one non-hazardous commercial vehicle, for use in conjunction with any permitted use or approved conditional use in the district. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code).

SECTION 416.4- TEMPORARY USES

416.4.1 Change to read:

Construction office, temporary living quarters and yard incidental to construction on the premises. Time limit based on active building permits.

SECTION 416.5 - PROPERTY DEVELOPMENT STANDARDS

416.5.2 Change to read:

One-dwelling may be constructed or erected on each 4,500 square feet of net lot area.

SECTION 420 "R-1" - LOW DENSITY RESIDENTIAL DISTRICT

SECTION 420.2 - PERMITTED ACCESSORY USES

420.2.2 Change to read:

The storage of licensed vehicles, recreational vehicles, trucks and agricultural equipment, including one non- hazardous commercial vehicles (limited to 2 axles), for use in conjunction with any permitted use or approved conditional use in the district. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code).

SECTION 420.4 - TEMPORARY USES

Change to read:

The following uses may be permitted in the "R-1" District on a temporary basis, subject to time limit specified on approved permit.

420.4.1 Change to read:

Construction office, temporary living quarters and yard incidental to construction on the premises. Time limit based on active building permits.

SECTION 420.5 - PROPERTY DEVELOPMENT STANDARDS

420.5.2 Change to Read:

One dwelling may be constructed or erected on each lot.

Section 425 "R-2" - MEDIUM DENSITY RESIDENTIAL DISTRICT

SECTION 425.2 - PERMITTED ACCESSORY USES

425.2.2 Change to read:

The storage of licensed vehicles, recreational vehicles, trucks and agricultural equipment, including one non-hazardous commercial vehicles (limited to 2 axles), for use in conjunction with any permitted use or approved conditional use in the district. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code).

SECTION 425.4 - TEMPORARY USES

The following uses may be permitted in the "R-2" District on a temporary basis, subject to time limit specified on approved permit.

SECTION 425.5 - PROPERTY DEVELOPMENT STANDARDS

425.5.2 Change to read:

One dwelling may be constructed or erected on each lot.

SECTION 435 "MH-1" - MOBILE HOME SUBDIVISION DISTRICT

SECTION 435.2 - PERMITTED ACCESSORY USES

435.2.5 Change to read:

The storage of licensed vehicles, recreational vehicles, trucks and agricultural equipment, including one non-hazardous commercial vehicles limited to 2 axles, for use in conjunction with any permitted use or approved conditional use in the district. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code).

SECTION 435.4 - TEMPORARY USES

The following uses may be permitted in the "MH-1" District on a temporary basis, Subject to time limit specified on approved permit.

SECTION 435.5 - PROPERTY DEVELOPMENT STANDARDS

435.5.2-Change to read:

One dwelling may be constructed or placed on each lot.

SECTION 440 "MH-2" - MOBILE HOME PARK DISTRICT

SECTION 440.2 - PERMITTED ACCESSORY USES

440.2.2 change to read:

The storage of licensed vehicles, recreational vehicles, trucks and agricultural equipment, including one non- hazardous commercial vehicles (limited to 2 axles), for use in conjunction with any permitted use or approved conditional use in the district. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code).

SECTION 440.5 - PROPERTY DEVELOPMENT STANDARDS

440.5.2- Change to read:

One dwelling may be constructed or placed on each lot.

SECTION 445 "B" - BUSINESS DISTRICT

SECTION 445.2 - PERMITTED ACCESSORY USES

445.2.2 Change to read:

The storage of licensed automobiles, light trucks, recreational vehicles, and one non-hazardous commercial vehicles limited to 2 axles, for use in conjunction with any permitted use or approved conditional use in the district. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code).

SECTION 445.4 - TEMPORARY USES

Change to read:

The following uses may be permitted in the "B" District on a temporary basis, subject to the time limit specified on Temporary use permit.

SECTION 445.5 - PROPERTY DEVELOPMENT STANDARDS

445.5.2

Remove: No Requirement.

Add: Dwelling, as a custodial function to another permitted use or approved conditional use in the district.

SECTION 450 "C" - COMMERCIAL DISTRICT

SECTION 450.2 - PERMITTED ACCESSORY USES

450.2.2 Change to read:

The storage of licensed automobiles, light trucks, recreational vehicles, and non-hazardous commercial vehicles, for use in conjunction with any permitted use or approved conditional use in the district. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code).

SECTION 450.4 - TEMPORARY USES

Change to read:

The following uses may be permitted in the "C" District on a temporary basis, subject to the time limit specified on approved Temporary use permit.

SECTION 450.5 - PROPERTY DEVELOPMENT STANDARDS

450.5.2-

Remove: No Requirement.

Add: Dwelling, only as a custodial function to another permitted use or approved conditional use.

SECTION 455 "L-I" - LIGHT INDUSTRIAL DISTRICT

SECTION 455.2 - PERMITTED ACCESSORY USES

455.2: Change to read:

The storage of licensed automobiles, light trucks, recreational vehicles, and non-hazardous commercial vehicles, for use in conjunction with any permitted use or approved conditional use in the district. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code).

SECTION 455.4 - TEMPORARY USES

Change to read:

The following uses may be permitted in the "L-I" District on a temporary basis, subject to the time limit specified on approved Temporary use permit.

SECTION 455.5 - PROPERTY DEVELOPMENT STANDARDS

455.5.2-

Remove: No Requirement.

Add: Dwelling, as a custodial function to another permitted use or approved conditional use in the district.

SECTION 460 - "H-I" HEAVY INDUSTRIAL DISTRICT

SECTION 460.2 - PERMITTED ACCESSORY USES

450.2.2 Change to read:

The storage of licensed automobiles, recreational vehicles, trucks and agricultural equipment, including hazardous commercial vehicles, for use in conjunction with any permitted use or approved conditional use in the district. Inoperative or unlicensed vehicles shall not be kept or stored in plain sight from a roadway or adjacent property as per the IPMC (international property maintenance code).

SECTION 460.4 - TEMPORARY USES

The following uses may be permitted in the "H-I" District on a temporary basis, subject to the time limit specified on approved Temporary use permit.

SECTION 460.5 - PROPERTY DEVELOPMENT STANDARDS

460.4.2 Change to read:

Remove: No Requirement.

Add: Dwelling, as a custodial function to another permitted use or approved conditional use in the district.

SECTION 465 - "O" OPEN DISTRICT

SECTION 465.4 - TEMPORARY USES

The following uses may be permitted in the "O" District on a temporary basis, subject to the time limit specified on approved Temporary use permit.

WHEREAS, Public Hearings on the proposed changes to the Moffat County Zoning Resolution were held as required by law on:

Tuesday, January 7, 2025 at 6:30 p.m.

Tuesday, January 14, 2025 at 8:45 a.m.

WHEREAS, during the January 7th, 2025, Meeting, the Moffat County Planning Commission passed a motion recommending to the Board of County Commissioners approval of the proposed amendments to the Moffat County Planning and Zoning Regulations as listed herein.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners hereby approves and adopts the amendments to the Moffat County Planning & Zoning Regulations as described herein and the amendments are to be revised and made available to the public via Moffat County's website as soon as practical.

PASSED, APPROVED, AND ADOPTED this _____ day of _____, 2025.

BOARD OF COUNTY COMMISSIONERS
COUNTY OF MOFFAT, STATE OF
COLORADO

Melody Villard, Chairman

STATE OF COLORADO)
) ss
COUNTY OF MOFFAT)

I, Erin Miller, Ex-officio to the Board of Commissioners, do hereby certify that the above and foregoing is a true and complete copy of the resolution as adopted by the Board of County Commissioners on the date stated.

Witness my hand and the seal of said County this ____ day of _____, 2025.

Erin Miller, Deputy Clerk and Ex-Officio to
County Commissioners, Moffat County State of
Colorado

RESOLUTION 2025-26
VOIDED WARRANTS RESOLUTION
FOR THE MONTH OF MARCH

WHEREAS, The Board of Commissioners of Moffat County, Colorado, have approved the payment of various debts and obligations from the various county funds:

AND WHEREAS, the warrants issued in payment of said debts and obligations have been issued against the Moffat County Warrant Fund:

NOW THEREFORE, BE IT RESOLVED that the Moffat County Treasurer be and he is hereby authorized to transfer money among the various funds as follows:

03.11.25

TO: WARRANT FUND	10-0000-2003	\$ 16,860.00	CR
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VOID FUND	WARRANT #	DATE	VENDOR NAME		
GENERAL	440087	1.14.25	Pathology Group Lost	\$ 16,860.00	DR

FROM: WARRANT FUND	10-0000-1001	\$ 16,860.00	
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Adopted this 11th day of March, 2025

Chairman

STATE OF COLORADO)
)ss.
COUNTY OF MOFFAT)

I, Erin Miller, (Deputy) County Clerk and Ex-officio Clerk to the Board of County Commissioners, County of Moffat, State of Colorado do hereby certify that the above and foregoing is a true and complete copy of the resolution as adopted on the date stated.

WITNESS my hand and seal this 11th day of March, A.D. 2025

County Clerk & Ex-officio

RESOLUTION 2025-27
TRANSFER OF INTERGOVERNMENT FUNDS
FOR THE MONTH OF DECEMBER 2024

WHEREAS, The budget of Moffat County defines moneys that are to be
cleared from the various funds.

NOW THEREFORE, BE IT RESOLVED that the Moffat County Treasurer be and
he is hereby authorized to clear the following sum of money between the funds
as indicated:

<i>From: (Fund)(CREDIT)</i>	<i>Amount</i>	<i>To: (Fund) (DEBIT)</i>	<i>Amount</i>
GENERAL	111.38	CAPITAL PROJECTS	111.38
TOTALS	<u>\$ 111.38</u>	TOTALS	<u>\$ 111.38</u>

Adopted this 11th day of March, A.D. 2025

Chairman

COUNTY OF MOFFAT)
)ss

I, Erin Miller, County Clerk and Ex-officio Clerk to the Board of
County Commissioners, County of Moffat, State of Colorado do hereby certify
that the above and foregoing is a true and complete copy of the resolution
as adopted on the date stated.

WITNESS my hand and seal this 11th day of March, A.D. 2025

Clerk & Recorder

RESOLUTION 2025-30
VOIDED WARRANTS RESOLUTION
FOR THE MONTH OF MARCH

WHEREAS, The Board of Commissioners of Moffat County, Colorado, have approved the payment of various debts and obligations from the various county funds:

AND WHEREAS, the warrants issued in payment of said debts and obligations have been issued against the Moffat County Warrant Fund:

NOW THEREFORE, BE IT RESOLVED that the Moffat County Treasurer be and he is hereby authorized to transfer money among the various funds as follows:

3.11.25

TO: WARRANT FUND 10-0000-2003 \$ 52,356.17 CR

VOID FUND

WARRANT #

VENDOR NAME

GENERAL

440271

2.11.25

CH Johnson Constulting
Reissued

\$ 52,356.17

DR

FROM: WARRANT FUND 10-0000-1001 \$ 52,356.17

Adopted this 11th day of March, 2025

Chairman

STATE OF COLORADO)

)ss.

COUNTY OF MOFFAT)

I, Erin Miller, (Deputy) County Clerk and Ex-officio Clerk to the Board of County Commissioners, County of Moffat, State of Colorado do hereby certify that the above and foregoing is a true and complete copy of the resolution as adopted on the date stated.

WITNESS my hand and seal this 11th day of March, A.D. 2025

County Clerk & Ex-officio

RESOLUTION 2025-31
TRANSFER OF PAYMENT OF WARRANTS
FOR THE MONTH OF MARCH 2025

WHEREAS, The Board of Commissioners of Moffat County, Colorado, have approved the payment of various debts and obligations from the various county funds:

AND WHEREAS, the warrants issued in payment of said debts and obligations have been issued against the Moffat County Warrant Fund:

NOW THEREFORE, BE IT RESOLVED that the Moffat County Treasurer be and he is hereby authorized to transfer money among the various funds as follows:

FROM FUND:	Check Date:	3/11/2025		
General	110	<u>\$305,311.69</u>	CR	0010.7000
Road & Bridge	200	<u>\$161,642.50</u>	CR	0020.7000
Landfill	240	<u>\$16,522.64</u>	CR	0070.7000
Airport	260	<u>\$712.54</u>	CR	0120.7000
Emergency 911	270	<u>\$200.48</u>	CR	0350.7000
Capital Projects	510		CR	0160.7000
Conservation Trust	211		CR	0060.7000
Library	212	<u>\$3,469.98</u>	CR	0130.7001
Maybell Sanitation	610	<u>\$86.53</u>	CR	0280.7000
Health & Welfare	720	<u>\$99,240.75</u>	CR	0080.7000
Senior Citizens	215	<u>\$448.27</u>	CR	0170.7000
Internal Service Fund	710	<u>\$578.80</u>	CR	0325.7000
Lease Purchase Fund	410		CR	0175.7000
NCT Telecom	520		CR	0166.7000
Mo Co Tourism Assoc	219	<u>\$7.72</u>	CR	0320.7000
PSC - JAIL	210	<u>\$17,010.10</u>	CR	0072.7000
Human Services	220	<u>\$20,703.24</u>	CR	0030.7100
Public Health	250	<u>\$7,294.23</u>	CR	0065.7000
Sunset Meadows I	910	<u>\$4,529.57</u>	CR	0168.7000
Sunset Meadows I Security	910		CR	0167.7000
Sunset Meadows II	920	<u>\$7,404.19</u>	CR	0169.7000
Sunset Meadows II Security	920		CR	0171.7000
ACET	275		CR	0040.7000
Shadow Mountain LID	530		CR	0110.7000
MC Local Marketing District	231	<u>\$1,360.00</u>	CR	0050.7000
To Fund				
Warrant		<u>\$646,523.23</u>	DR	

Adopted this 11th day of March, 2025

Chairman

STATE OF COLORADO
COUNTY OF MOFFAT

)
ss.)
)

RESOLUTION 2025-32
PAYMENT OF PAYROLL WARRANTS
Payroll Ending 3/1/2025

WHEREAS, The Board of Commissioners of Moffat County, Colorado, have approved the payment of various debts and obligations from the various county funds:

AND WHEREAS, the warrants issued in payment of said debts and obligations have been issued against the Moffat County Warrant Fund:

NOW THEREFORE, BE IT RESOLVED that the Moffat County Treasurer be and he is hereby authorized to transfer money among the various funds as follows:

Pay Date 3/14/2025

FROM FUND:

General	0010.7000	\$253,443.69	cr
Road & Bridge	0020.7000	\$166,651.25	cr
Landfill	0070.7000	\$16,244.39	cr
Airport	0120.7000	\$371.50	cr
Library	0130.7001	\$12,047.32	cr
Maybell WWTF	0280.7000	\$0.00	cr
Health & Welfare	0080.7000	\$0.00	cr
Senior Citizens	0170.7000	\$6,917.62	cr
Mo Co Tourism	0320.7000	\$3,254.99	cr
PSC Jail	0072.7000	\$65,455.28	cr
Human Services	0030.7100	\$60,200.27	cr
Public Health	0065.7000	\$13,720.19	cr
SM I	0168.7000	\$4,445.37	cr
SM II	0169.7000	\$5,053.80	cr

TO FUND:

Warrant	0100.1000	\$607,805.67	dr
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Adopted this 11th day of March, A.D. 2025

Chairman

STATE OF COLORADO)
)ss.
COUNTY OF MOFFAT)

I, Stacy Morgan, County Clerk and Ex-officio Clerk to the Board of County Commissioners, County of Moffat, State of Colorado do hereby certify that the above and foregoing is a true and complete copy of the resolution.

MONTHLY REPORT OF MOFFAT COUNTY TREASURER
FEBRUARY 01, 2025 THRU FEBRUARY 28, 2025

FUND	BEGINNING BALANCE	REVENUES				TRANSFERS (IN)	DISBURSEMENTS		TRANSFERS-OUT	ENDING BALANCE
		CURRENT TAX & INTEREST	MISCELLANEOUS COLLECTIONS	DELINQUENT TAX & INTEREST	SPECIFIC OWNERSHIP		CASH WITHDRAWALS	TREASURERS FEES		
GENERAL FUND	33,464,437.29	2,039,531.86	931,056.67	14.05				-124,631.18	-4,907,409.14	31,402,999.55
ROAD & BRIDGE FUND	10,570,942.58		385,985.29		84,795.31			-3,375.98	-497,465.96	10,540,881.24
DEPARTMENT OF HUMAN SERVICES	1,414,446.38	116,633.94	138,701.02	.80		9,376.17			-148,812.37	1,530,345.94
ACET	295,057.64		18,500.00						-5,216.70	308,340.94
MOFFAT COUNTY LOC MKRT DIST	471,918.70		65,128.01						-39,217.33	497,829.38
CONSERVATION TRUST FUND	143,373.59		424.81					-4.25		143,794.15
MOFFAT COUNTY PUBLIC HEALTH	1,055,183.43	32,907.43	71,428.45	.22		667.54			-37,368.84	1,122,818.23
LANDFILL	1,726,162.67		60,664.69			26,668.15		-555.50	-51,068.53	1,761,871.48
POST CLOSURE - LANDFILL	218,000.00									218,000.00
PSC - JAIL FUND	1,257,425.01		115,916.60			1,262,812.00			-218,089.08	2,418,064.53
COUNTY HEALTH & WELFARE	3,837,481.09		493,885.92						-491,485.23	3,839,881.78
MEMORIAL REGIONAL HEALTH	5,342.51	312,412.33		2.15				-5,342.51		312,414.48
WARRANT FUND - COUNTY	817,390.24					3,676,837.92	-3,847,528.52			646,699.64
SHADOW MTN LOCAL IMPROVE DIST	187,798.88		2,681.83							190,480.71
AIRPORT FUND	22,159.76		344,693.57					-3,444.68	-7,045.22	356,363.43
PUBLIC LIBRARY	264,163.47		1,158.54			451,891.02		-11.59	-36,547.05	680,654.39
COLO NORTHWEST COMM COLLEGE	15,834.34	312,522.99		2.17	10,584.07		-15,834.34	-3,125.25		319,983.98
M C SCHOOLS RE#1 - GENERAL	177,442.37	3,144,842.31		20.72	129,526.99		-177,442.37	-7,862.17		3,266,527.85
CAPITAL PROJECTS FUND	2,308,919.76		6,841.29						-3,597.00	2,312,164.05
PUBLIC SAFETY CENTER - CAP PROJ	559.95		.87							560.82
NC TELECOM ESCROW ACCOUNT	255,293.94		756.43						-2,833.53	253,216.84
SUNSET #1 SECURITY DEPOSIT	19,051.64		10.00						-564.21	18,497.43
SUNSET MEADOWS #1	875,317.11		43,943.39						-21,549.60	897,710.90
SUNSET MEADOWS #2	137,272.05		44,264.23						-33,696.02	147,840.26
SENIOR CITIZENS CENTER - 15	193,586.35		14,651.05			257,639.38			-27,210.67	438,666.11
SUNSET #2 SECURITY DEPOSIT	18,776.48									18,776.48
COURTHOUSE LEASE PURCHASE FUND	0.00					841,125.00			-841,125.00	0.00
SCHOOLS RE#1 - BOND	11,608.22	679,704.16		4.69			-11,608.22			679,708.85
CITY OF CRAIG	25,620.05	344,739.26			11,341.62		-25,620.05	-6,894.79		349,186.09
TOWN OF DINOSAUR	232.63	7,214.56			179.26		-232.63	-144.29		7,249.53
CAPITAL FUND - CITY OF CRAIG	3,014.84	40,567.11			1,334.62		-3,014.84	-811.34		41,090.39
ARTESIA FIRE PROTECTION DISTRICT	297.51	9,397.53			278.17		-297.51	-469.88		9,205.82
CRAIG RURAL FIRE PROTECTION DIST	12,321.50	283,289.95			8,005.45		-12,321.50	-14,164.50		277,130.90
MAYBELL IRRIGATION	3,188.58	98.40			179.84					3,466.82
MAYBELL SANITATION	182,875.16		3,121.85					-31.22	-179.55	185,786.24
COLO. RIVER WATER CONSERVATION	2,605.02	52,183.15		.35	1,766.95		-2,605.02	-2,609.18		51,341.27
YELLOW JACKET CONSERVANCY DIST.	55.63	2,741.30			53.55		-55.63	-137.07		2,657.78
MUSEUM OF NORTHWEST COLORADO	0.00									0.00
POTHOOK WATER DISTRICT	11.54	2,001.16						-100.06		1,912.64
MOFFAT COUNTY TOURISM -LODGING 19	156,582.34		43,737.93			7,272.07			-11,465.68	196,126.66
INTERNAL SER FUND-CENTRAL-DUP	97,593.41		658.06						-575.40	97,676.07
JUNIPER WATER CONSERVANCY DIST.	39,286.10		55.11					- .55		39,340.66
HIGH SAVERY WATER DISTRICT	0.00		7,001.50							7,001.50
UPPER YAMPA WATER CONSERVANCY	2,433.93	96,072.27			2,377.57		-2,433.93	-4,803.61		93,646.23
911 FUND	778,331.40		16,699.11						-139.68	794,890.83
ADVANCE TAXES - REAL ESTATE	79,442.84		-42,170.14				-36,954.56			318.14
ADVANCED TAXES - 2012	0.00									0.00
ADVANCE TAXES - MOBILE HOMES	0.00									0.00
COUNTY CLERK'S COLLECTION	532,091.99		344,429.05				-411,091.30			465,429.74
CHECK CHANGE ACCOUNT	0.00		5,592.91				-5,592.91			0.00
INDIVIDUAL REDEMPTION ACCOUNT	0.00		8,735.24				-8,600.53			134.71
PAYROLL EFT TAX PAYMENTS	0.00		311,323.99				-314,329.99			-3,006.00
CRAIG DIST ADVISORY GRAZING BOARD	0.00									0.00
OIL & GAS EXEMPTION FUND REVENUE S	0.00									0.00
SPECIFIC OWNERSHIP	0.00									0.00
COUNTY SALES & LEASES	313.24		632.55							945.79
MOTOR VEHICLE REGIST.	5,054.78		4,736.12							9,790.90
2023 TREASURERS TAX DEED	483.83		1,200.49				-158.84			1,525.48

2017 TREASURERS TAX DEED	974.18		5,381.36				-5,889.82		465.72
2010 TREASURER'S TAX DEED	4,679.15		1,950.21				-338.03		6,291.33
2024 TREASURER DEED'S	10,137.10								10,137.10
GRAND TOTALS	61,702,572.20	7,476,859.71	3,453,778.00	45.15	250,423.40	6,534,289.25	-4,887,293.05	-173,177.09	-7,382,661.79
									66,974,835.78

I, Robert Razzano County Treasurer in and for the County of Moffat in the State of Colorado, do hereby certify that the foregoing is a true statement of the condition of the various funds as they appear from the records in my office at the close of business on the 28th day of February 2025.

Robert Razzano, Moffat County Treasurer

Examined by Board of the Moffat County Commissioner

Melody Villard
Chairperson

Tony Bohrer

Donald Broom

MOFFAT COUNTY TOURISM ASSOCIATION
BYLAWS (REVISED 1/2025)

I. ESTABLISHMENT

This organization is established pursuant to Moffat County Resolution dated February 21, 1989, and Senate Bill 23 (87-0325/1)

II. NAME

The name of this organization shall be the Moffat County Tourism Association, doing business as Visit Moffat County.

III. PURPOSE

The purpose of the Moffat County Tourism Association, herein after referred to as MCTA, is to administer tourism funds generated by revenues collected from a County Lodger's Tax pursuant to the provisions of Moffat County Resolution dated February 21, 1989, and CRS 30-11-107.5, as amended.

The Moffat County Tourism Association Board will ensure, on behalf of the Commissioners and the residents of Moffat County, that the utilization of the tourism fund adheres to applicable state and county directives.

IV. MEMBERSHIP

A. **QUALIFICATIONS:** MCTA members will be selected from the tourism industry using the following criteria:

1. Members must be currently employed or involved in a local tourism entity or event, per CRS 30-11-107.5.
2. At least two (2) members should be actively involved in tourism marketing and promotion.
3. Experience in sales and marketing of tourism is desired.
4. The MCTA Executive Director or designated board member shall act in a liaison capacity to local boards and organizations as directed by the MCTA Board.

- B. **NUMBER OF MEMBERS AND APPOINTMENT:** Application for MCTA membership is available to all qualified county residents who are involved in a local tourism entity. The MCTA Board shall consist of up to seven (7) members appointed by the Board of Commissioners of Moffat County. The Commissioners may also appoint up to two (2) alternates. The MCTA Chairman may designate an alternate as an active voting member at any regular board meeting when a board member or board members are absent.
- C. **TERM OF OFFICE:** Appointments to the MCTA Board shall be for three (3) years with no more than one-third of the board appointed in any one year.
- D. **REMOVAL FROM PANEL MEMBERSHIP:** Any MCTA Board member who fails to attend four (4) regularly scheduled meetings within a calendar year (January-December) may be removed from the MCTA Board membership upon review. MCTA Board vacancies shall be filled by the Moffat County Board of Commissioners pursuant to provisions established herein. Current MCTA Board members may reapply for appointment.
- E. **COMPENSATION:** All MCTA Board members shall serve without compensation and shall receive no fees or remuneration for their services, including mileage to attend regular MCTA Board meetings. They shall be entitled to be reimbursed for actual out-of-pocket expenditures incurred in connection with duly authorized travel and business for MCTA.
- F. **OFFICERS AND MEETINGS:** Annually, the MCTA Board will elect from their members a Chairperson and Co-Chairperson, a Secretary and a Treasurer who shall hold office for a period of one (1) year.

The Chairperson shall preside at all meetings. The Secretary shall take minutes of meetings and maintain the records of the MCTA Board. In the absence of the Board Chairperson, the Board Co-Chairperson shall preside. If neither is present the Secretary will preside. The Treasurer will be next in line to preside over the meetings if none of the other officers are present.

A quorum shall consist of a simple majority of the current members of the MCTA Board; the number of votes necessary to

transact business shall be a simple majority of those present, except a unanimous vote required for the designation of an advertising and marketing entity.

All meetings shall be open to the public pursuant to the Colorado Open Meetings Act. Robert's Rules of Order shall prevail.

- G. CONFLICT OF INTEREST: All Board members will be asked to sign and abide by the Code of Conduct, Conflict(s) of interest policy, and *EX PARTE* Contact Policies document provided by the County Commissioners annually. Signed copies, with original signatures, will be delivered to the Moffat County Attorney's Office promptly.

V. FUNCTIONS AND DUTIES

- A. The Moffat County Tourism Association shall use all means available to gather and disseminate information on the tourist industry and attractions of Moffat County within the appropriations and expenditures, which is subject to the approval of the Board of County Commissioners. Any additional expenditure will also be subject to the approval of the Board of County Commissioners.
- B. The sole purpose of the Moffat County Tourism Association is to promote and market countywide tourism. The MCTA Board will review funding requests for Tourism Promotion Programs benefiting Moffat County and cause transfer of County Tourism Funds to fund those programs that MCTA approves. The MCTA Board will monitor and evaluate approved Tourism Promotion Programs.
- C. The MCTA Board will ensure that the integrity of the Tourism Fund is maintained at all times and be accountable to the County Commissioners for the expenditure of these funds collected through the Moffat County Lodging Tax resolution. A preliminary budget for the upcoming year shall be presented to the Moffat County Commissioners annually in July. A financial report, including the finalized upcoming year's budget and the current year's expenses, along with goals for the upcoming year, shall be presented to the Moffat County Commissioners by December 1st of each year.
- D. The MCTA Board can establish committees as needed to perform specific tasks such as Marketing, Projects, Strategic Planning, and others. All committees must be formed and given their charges and length of service at an MCTA meeting. Committees must bring

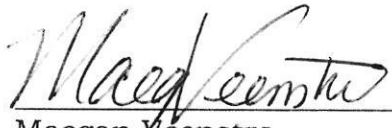
recommendations to the MCTA Board for approval unless the Board grants prior authorization.

VI. AMENDMENTS

The amending of these bylaws requires a two-thirds vote of the MCTA Board members. Notice of a pending amendment must be submitted to each MCTA Board member in writing at least one month prior to the voting on the proposed amendment.

Read and adopted this 25th day of February, 2025.

Melanie Villard
Moffat County Commissioner



Maegan Veenstra
Chairperson, Moffat County
Tourism Association



MOFFAT COUNTY FAIR ENTERTAINMENT AGREEMENT

This **CONTRACT OF SERVICES AGREEMENT** ("Agreement") made this 11th day of February 2025 by and between the Board of County Commissioners of Moffat County, Colorado ("County") and Rocky Mountain Rodeo, LLC (Chase Richter) ("Contractor"), whose permanent address is 600 Jones Road, Weatherford, TX 76088, whose telephone number is _____

Type of Entertainment: All-Inclusive Professional Rodeo Cowboys Association ("PRCA")/Women's Professional Rodeo Association ("WPRA") sanctioned Rodeo Event and Specialty Act. Events include Bareback, Saddle Bronc, Bull Riding, Tie-Down Roping, Steer Wrestling, Team Roping, Barrel Racing, and Breakaway Roping.

All events, Bareback, Saddle Bronc, Bull Riding, Tie-Down Roping, Steer Wrestling, Team Roping, Breakaway Roping, and Barrel Racing, are to be run with an equal number of contestants providing entries allow for this.

Location of Entertainment: Moffat County Fairgrounds

Moffat County Check Made Payable to: Rocky Mountain Rodeo, LLC

Federal ID# or Social Security Number of Check Recipient: _____

In consideration of the mutual covenants and agreements set forth hereinafter, the County and the Contractor agree as follows:

1. **Scope of Work:** The Contractor shall furnish all materials and perform in a satisfactory and proper manner and shall provide the Services (herein "Services") which are described in Paragraph 21 entitled "Additional Provisions."

2. **Date of Performance:** Services of the Contractor shall commence on August 7, 2025, and shall be completed on August 7, 2025, no matter the date of execution of this Agreement.

Time of Performance: 7 PM PRCA/WPRA Rodeo; 10 PM Slack (following Rodeo). Contractor and stock shall arrive before 12 PM, Thursday, August 7, 2025.

3. **Payment Procedures:** For satisfactory performance of the Services hereunder, County shall pay Contractor the contract rate of \$19,000.00. County shall pay Contractor either on August 7, 2025 or within one week of that date. The Moffat County Board of County Commissioners has lawfully appropriated an amount that is equal to or in excess of the compensation set forth as the contract rate herein.

4. **Independent Contractor:** Contractor shall perform its duties pursuant to this

Agreement as an independent contractor and not as an employee. Contractor affirms that it has or will secure at its own expense all personnel and materials necessary to perform all services to be provided as described herein. Such personnel shall not be employees of nor have any contractual relationship with the Moffat County Board of County Commissioners. Contractor shall receive no additional reimbursements for expenses without prior approval from Moffat County (i.e. travel, computer supplies, meeting expenses of its employees, phone/fax/internet fees, etc.).

Services required hereunder shall be performed by the Contractor or under its supervision, and all personnel engaged in the services shall be fully qualified and properly licensed or certified, as required by local, state and federal law or regulation to perform such services. **Neither Contractor nor its personnel, if any, is entitled to Worker's Compensation Benefits or any other benefit of employment with Moffat County, Colorado. Further, Contractor is obligated to pay federal and state income tax on any compensation paid pursuant to this Agreement.**

- A. It is the expressed intent of the parties that the Contractor is an independent contractor and not the agent, employee or servant of the County.
- B. Contractor shall satisfy all tax and other governmentally imposed responsibilities including, but not limited to, State, Federal and Social Security taxes, unemployment taxes, workers' compensation and self-employment taxes. Contractor is obligated to pay federal and state income tax on any monies earned pursuant to this Agreement. No Federal, State or Local Taxes of any kind shall be withheld or paid by the County.
- C. Contractor is not entitled to unemployment insurance or workers' compensation benefits unless such are provided by the Contractor.
- D. Contractor does not have the authority to act for the County, or to bind the County in any respect whatsoever, or to incur any debts or liabilities in the name or on behalf of the County.
- E. Contractor has and hereby retains control of and supervision over the performance of Contractor's obligations hereunder and control over any persons employed by Contractor for performing the Services hereunder. All Services are to be performed solely at the risk of Contractor and Contractor shall take all precautions necessary for the proper and sole performance thereof.
- F. Contractor represents that all personnel engaged in the work shall be fully qualified and properly licensed or certified to perform the Services, as may be required by local, state and federal law or regulation.
- G. Contractor represents that it is engaged in providing similar services to clients other than the County and is not required to work exclusively for the County.
- H. Contractor shall furnish all tools, labor, personnel and supplies at its own expense, in such quantities and of the proper quality to professionally and timely perform the Services. Contractor shall not use any employees of the County, Moffat County, its elected officials, agents, or any program administered or funded by the County to perform any of the Services.

5. **Quality of Performance:** Contractor shall be responsible for providing event in a safe manner.
6. **Compliance with Laws:** The Contractor shall comply, at its own expense, with all federal, state and local laws, ordinances, resolutions, codes and regulations which are applicable to the performance of the Services hereunder. Contractor shall obtain and pay for all permits and licenses that Contractor may be required to obtain for any and all of its operations in connection with the Service.
7. Contractor represents and warrants that in performing its obligations under the Agreement it is not and will not be infringing upon any property right, patent right, or other legal right of any person or entity; and, if any suit is brought or claim is made by anyone alleging that Contractor (or anyone in conjunction with the ownership or presentation of the performance by Contractor) is infringing upon or violating any property right, patent right or other legal right by performing the services contemplated herein, then Contractor will indemnify, defend and hold harmless County against and from any and all loss, claim, damage, cost, attorneys' fees or other loss whatsoever.
8. Unless otherwise agreed by the parties in writing, Contractor shall provide all necessary equipment for the performance at Contractor's sole expense. County is not responsible for any equipment unless otherwise specifically provided for in this Agreement. Contractor shall be prepared to begin the performance precisely at the date and time set forth in this Agreement. Any required setup shall be completed by Contractor in advance of said date and time.
9. **No Assignment:** The work required of Contractor under this Agreement shall not be delegated to any other person or entity, and no right or obligation of this Agreement shall be assigned by either Party without express consent of the other Party.
10. **Damages:** Any damage to County's property, including equipment, which results from the acts or omissions of Contractor shall be the responsibility of Contractor and payment for any such damage shall be made by Contractor within thirty (30) days of written notification of the damage by County.
11. **Indemnification:** The Contractor shall be liable and responsible for any and all damages to persons or property caused by or arising out of the actions, obligations, or omissions of the Contractor, its employees, agents, representatives or other persons acting under the Contractor's direction or control in performing or failing to perform the services under this Contract. The Contractor agrees to indemnify and hold harmless the County, its elected and appointed officials, and its employees, agents and representatives (the "indemnified parties"), from any and all liability, claims, demands, actions, damages, losses, judgments, costs or expenses, including but not limited to attorneys' fees, which may be made or brought or which may result against any of the indemnified parties as a result or on account of the actions or omissions of the Contractor, its employees, agents or representatives, or other persons acting under the Contractor's direction or control. Nothing in this agreement shall be

construed in any way to be a waiver of the County's immunity protection under the Colorado Governmental Immunity Act, C.R.S. §24-10-101, et seq., as amended.

12. Insurance: At all times during the term of this Agreement, Contractor shall maintain the following insurance in the minimum coverage limits specified:

Workers' Compensation & Employers' Liability and Unemployment Insurance:
in accordance with §§8-40-101 and 8-70-101, *et seq.*, C.R.S., as amended;

Comprehensive General Liability, including broad form property damage:
\$1,000,000.00 per person and \$1,000,000.00 per occurrence or as specified in the Colorado Governmental Immunity Act, §24-10-101, *et seq.*, C.R.S., as amended
whichever amount is greater, and in addition \$1,000,000.00 aggregate.

Comprehensive Automobile Liability, including all owned, non-owned and hired vehicles: \$1,000,000.00 per person and \$1,000,000.00, per occurrence or as specified in the Colorado Governmental Immunity Act, §24-10-101, *et seq.*, C.R.S., as amended
whichever amount is greater;

If any aggregate limits set forth above are reduced below the stated amount because of claims made or paid during the required policy period, the Contractor shall immediately obtain additional insurance to restore the full aggregate limit and furnish a certificate or other document showing compliance with this provision.

All insurance shall be issued by company(ies) authorized to do business in the State of Colorado and shall be written in a form satisfactory to the BOCC and filed with and approved by the Colorado Department of Insurance. **Contractor shall demonstrate contractual liability coverage supporting the indemnity provisions of this Agreement, either through policy language or by waiver of exclusion. The BOCC shall be named as an additional insured on Contractor's Comprehensive General Liability Policy. Proof of Workers' Compensation & Employer's Liability and Unemployment Insurance is required. Certificate(s) of insurance and appropriate endorsements required by this Agreement shall be delivered to the BOCC at the time originals of this Agreement, executed by the Contractor, are delivered to the BOCC's Representative, identified below, for execution by the BOCC.** The Certificate(s) shall provide that the insurance may not be materially changed, altered, or canceled by the insurer without first giving ten (10) days written notice by certified or registered U. S. Mail, return receipt requested, to the BOCC. If requested by BOCC, Contractor shall provide copies of insurance policies.

Any policy of insurance procured by Contractor under this Agreement shall contain a clause denying the insurers the right of subrogation against the County and Contractor shall likewise provide evidence to the County of such waiver of subrogation in favor of the County.

13. Non-Discrimination: The Contractor shall comply with all applicable State and Federal laws, rules, regulations and Executive Orders of the Governor of Colorado involving non-discrimination on the basis of disability, race, creed, color, sex, sexual

orientation, gender identity, gender expression, religion, age, national origin, handicap or ancestry.

14. Modifications: This Agreement may not be modified, amended, or otherwise altered unless mutually agreed upon in writing and executed by the County and the Contractor.

15. Governing Law: The laws of the State of Colorado shall govern the validity, performance and enforcement of this Agreement. The parties agree that the venue and jurisdiction for disputes regarding the performance of this contract are with the District Court of Moffat County, Colorado.

16. Severability: Should any provisions of this Agreement be determined by a court of competent jurisdiction to be unconstitutional or otherwise null and void, the remaining provisions of the Agreement shall remain in full force and effect.

17. Notices: Notices to be provided under this Agreement shall be given in writing either by hand delivery or by certified return receipt requested United States mail, to the following:

County's Representative:

Melody Villard
MCBOCC Chair
1198 W. Victory Way, STE 104
Craig, CO 81625
(970) 824-5517

Contractor:

Rocky Mountain Rodeo, LLC
600 Jones Rd.
Weatherford, TX 76088

18. Authority: Each person signing this Agreement represents and warrants that he/she is fully authorized to enter into and execute this Agreement and to bind the party represented to the provisions of this Agreement.

19. Counterparts and Facsimile Signatures: This Agreement may be executed in counterparts, each of which shall be deemed an original. Facsimile signatures of, or on behalf of, the County or the Contractor on this Agreement and any modification hereto shall be effective for all purposes.

20. Force Majeure: Neither party shall be liable for its failure to perform hereunder due to contingencies beyond its reasonable control, including but not limited to strikes, riots, war, and acts of God.

21. Additional Provisions:

• **Moffat County Fair will provide:**

- Approximately 25 small bales of quality hay;
- Approximately 15-50# sacks of textured livestock grain;
- Six – 30 amp plugs for announcer, barrel man, pickup men, secretary, and timers;
- Housing for stock and pickup horses;

- Ambulance/EMT coverage for the Rodeo and Slack performances;
- \$1,500.00 added purse to each event: Bareback, Saddle Bronc, Bull Riding, Tie-Down Roping, Steer Wrestling, Team Roping, Barrel Racing, and Breakaway Roping for a total of \$12,000.00;
- Pay for judges and sanction fees as set by PRCA/WPRA;
- Veterinary services for Rodeo and Slack performances

- **Rocky Mountain Rodeo will provide:**

- PRCA Announcer;
- PRCA Rodeo Secretary;
- PRCA Timers;
- PRCA Bullfighters;
- PRCA Pickup men and horses;
- Adequate and knowledgeable chute help;
- PRCA sound for the rodeo performance;
- Contractor Liability Insurance for \$1,000,000. Moffat County as an additional insured;
- Opening/Grand Entry to start the rodeo;
- PRCA Barrel man with act;
- PRCA good quality timed event cattle and pay the run money on the cattle;
- PRCA good quality bareback horses, saddle bronc horses and bulls (15 max each discipline); Provide team roping steers, steer wrestling steers and tie down & breakaway roping calves;
- Arena crew;
- Flankman;
- Hotel rooms for crew;
- Electric Eyes from WPRA;
- All flanks, neck ropes, halters, barrier for timed event end, flags (American and Colorado), shirts, scarves, and chaps for pickup men, and quality, happy, friendly crew to work the rodeo.

- Rocky Mountain Rodeo, LLC will safely run the rodeo event and supervise and manage everything to do with the rodeo at the Moffat County Fair on August 7, 2025, per PRCA/WPRA guidelines.

IN WITNESS WHEREOF, the County and the Contractor have set their hands and seals.

**BOARD OF COUNTY COMMISSIONERS
MOFFAT COUNTY, COLORADO**

By:

Melody Villard, Chair

CONTRACTOR:

By:

Chase Richter, Rocky Mountain Rodeo LLC

Chase Richter

(Printed Name)

STATE OF TEXAS)


) ss.

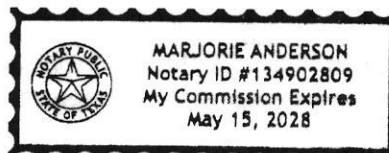
COUNTY OF PARKER)

The foregoing instrument was acknowledged before me this 10th day of February, 2025

by Chase Richter

MY COMMISSION EXPIRES: May 15th, 2028


Notary Public



150 Inspiration Dr Apt 411 Hudson Oaks, Tx 76086
Address of Notary Public

February 4, 2025

FROM: Barbara Dawn Nottingham
Barbara Dawn Nottingham Revocable Trust
2250 County Road 56 South
Maybell, CO 81640
970-269-7003

TO: Moffat County Board of County Commissioners
1198 W. Victory Way, Suite 104
Craig, CO 81625
emiller@moffatcounty.net

RE: CPW Acquisition of a perpetual Public Hunting Access Easement & 3rd Party Conservation Easement on Walker Ranch

Dear Commissioners,

With respect to our interest in working with Colorado Parks and Wildlife (CPW), I, Barbara Dawn Nottingham, am writing to request your support in our efforts. Our goal is to protect our property's wildlife habitat and provide public access through both, a conservation easement held by Colorado Cattlemen's Agricultural Land Trust, and through CPW's acquisition of a perpetual public hunting access easement.

The Walker Ranch property is located in western Moffat County, Colorado, and hosts a wide variety of wildlife, including big game, small game, turkey, furbearers, and other nongame species. The Walker Ranch conservation easement proposal encompasses 4,076 acres of diverse habitat, offering tremendous conservation values to Colorado's wildlife, which is why it has been approved for funding by CPW.

The CPW public hunting access easement includes both perpetual public access for limited youth turkey hunting opportunities, as well as a 20-year term public access for limited big

game hunting opportunities. All of these limited hunting opportunities will be managed by CPW.

If recommended by the Colorado Parks and Wildlife Commission, CPW will present the proposal, along with this designation letter, to the Capital Development Committee (CDC) of the Colorado General Assembly, per state policy.

I respectfully request your support for this proposal. Please confirm whether you support, are neutral/do not object to, or object to/do not support the proposal, by signing the bottom of this letter, and return it to me at your earliest convenience. Please send it by parcel post to the address listed above, as well as email a copy of your response to CPW Area Wildlife Manager Johnathan Lambert at johnathan.lambert@state.co.us. Please also feel free to provide and attach in your response any additional information, reasoning, and/or reference(s) supporting your position on this matter.

Thank you for your consideration of this project that is important to me and my family.

Sincerely,

A handwritten signature in cursive script that reads "Barbara Dawn Nottingham". The signature is written in dark ink and is positioned above the printed name.

Barbara Dawn Nottingham

We the Board of County Commissioners:

☐ Support this proposal.

OR

☒ Are neutral/do not object to this proposal.

OR

☐ Object to/do not support this proposal.

SIGNATURE LINE BELOW:

Melody Steward

Moffat County Board of Commissioners

Date: 2/24, 2025

Moffat County Planning Commission Application Summary

March 4th 2025

North Maybell Minor Subdivision

Application: S-25-01 North Maybell Minor Subdivision

Applicant: Paul Gowdy

Description: Final

Regulation Reference: Section 1.010 – Subdivision regulations with reference to Minor Subdivision

Location: T7N, R95W, Section 29 & 32

Access: Highway 40 to Lowell Street, north to County Road 19

Staff Comments: This is a 23.32-acre parcel - It will be divided into (4)-5.830 acre lots. There is access to all 4 lots along CR 19.

Attachments: Copy of application and plat

Results: February 4th 2025 Planning Board voted unanimous to recommend approval of the minor subdivision application, No concerns or stipulations.

February 11th, BOOC approved minor subdivision sketch/preliminary

March 4th 2025 Planning Board voted 3-0 to recommend approval of the minor subdivision application final, No concerns or stipulations.



Moffat County Planning Department
1198 West Victory Way, Suite 107
Craig, CO 81625
970-824-9148

File # S- 2501
Sketch/Prelim: \$300
Date Paid 12/30/2024
Final: \$250
Date Paid 12/30/2024

MINOR SUBDIVISION APPLICATION

Application Date: 12/19/24 Subdivision Name: NORTH MAYBELL MINOR SUBDIVISION
Section 29/32 Township T7N Range 95W General Description of Location: 6th P.M. Moffat
County / Approx 1/8 mile North of Maybell on County RD 19 / 392 of RD 19
Total Acreage: 23.320 Proposed Number of Lots: 4 Zoning _____

Owner(s) Name: ATTACHED Phone #: _____

Email Address: _____

Address: _____

Subdivider(s) Name: Paul Gowdy Phone #: 970-734-4053

Email Address: gowdy.paul@yahoo.com

Address: PO Box 65 Maybell CO 81641

Registered Surveyor: Lloyd Powers Phone #: 970-824-3435

Address: 1790 W Victory Way Craig CO 81625

Estimated Water Requirement: _____ gallons/day Proposed Water Source(s): WELL'S

Estimated Sewage Disposal Requirement: 1350 gallons/day

Proposed Means of Sewage Disposal: Town of Maybell / Maybell Sanitation

Type of Subdivision:	Dwelling Units	Area (Acres)	% of Total Acres
<input checked="" type="checkbox"/> Single	<u>4</u>	<u>5.33 AC</u>	<u>25%</u>
<input type="checkbox"/> Commercial	_____	_____	_____
<input type="checkbox"/> Mobile Homes	_____	_____	_____
<input type="checkbox"/> Other	_____	_____	_____
	Street	_____	_____
	Walkways	_____	_____
	Other	_____	_____
	Total	_____	_____

Submitting Application

Application, maps and accompanying textual documents must be turned in to the Planning Department 21 days before the next Planning Commission Meeting. The Planning Commission meets the first Tuesday of each month. The application will be presented to the Planning Commission for their recommendation and then, on the second Tuesday of each month, to the Board of County Commissioners for final approval. A notice of these hearings will be mailed to all adjacent landowners and will be advertised in the Legal Section of the Craig Daily Press.

*Food made
motion to* *Approve, Marty Seede.*

Signature of Owner or Applicant

Pursuant to CRS 30-28-110(4) any subdivision or agent of a subdivider who transfers or sells or agrees to sell or offers any subdivided land before a final Plat for such subdivided land has been approved by the BOCC & recorded or filed in the office of the County Clerk and Recorder shall be guilty of a misdemeanor.

ACTION

Sketch/Preliminary Plat

* Planning Department Recommendation: Approved (☒) Disapproved ()

Comments:

no stipulations - will get corrected final Plat.

Shawana Merrill
Chairman, Planning Commission

2-4-2025
Date

Board of County Commissioners: Approved (☒) Disapproved ()

Comments:

* *Melody Ottland*
Chairman, County Commissioners

11 Feb 25
Date

Final Plat

Planning Department Recommendation: Approved () Disapproved ()

Comments:

Chairman, Planning Commission

Date

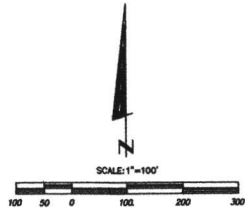
Board of County Commissioners: Approved (☒) Disapproved ()

Comments:

FINAL PLAT

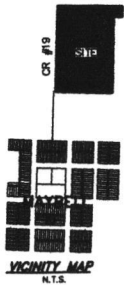
NORTH MAYBELL MINOR SUBDIVISION

SECTION 29 AND 32, T7N, R95W, 6th P.M., MOFFAT COUNTY, COLORADO



NOTES:

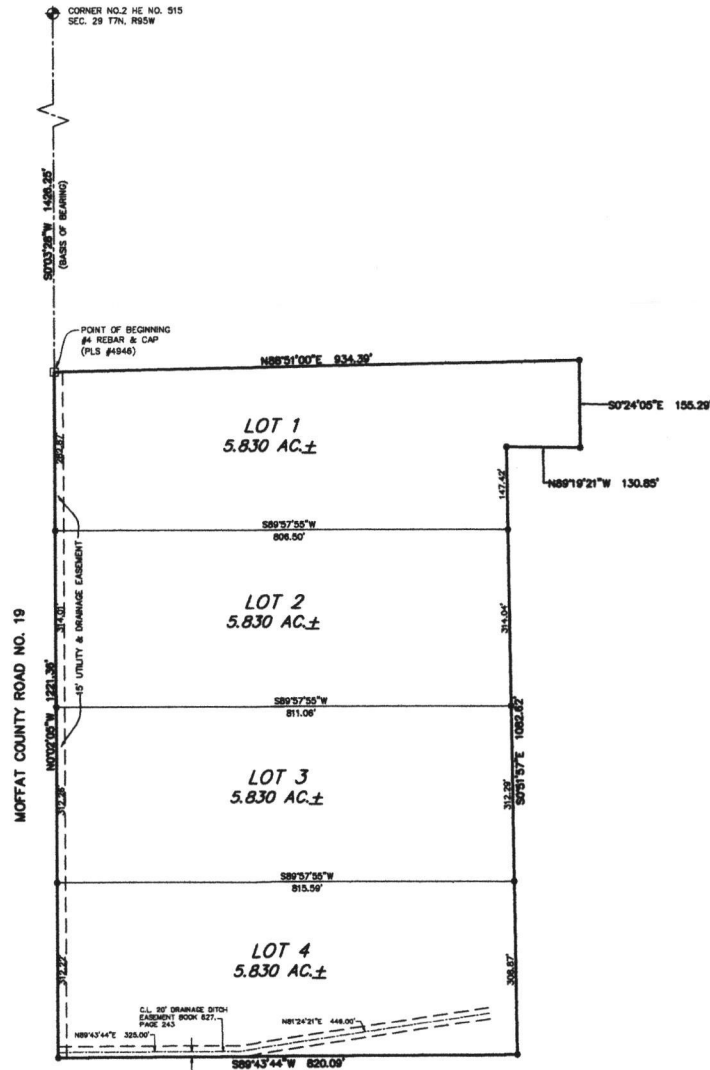
- 1) WATER SUPPLY: PRIVATE WELL.
- 2) SEWAGE DISPOSAL: TOWN OF MAYBELL.
- 3) ZONING: AGRICULTURE.
- 4) SET #4 REBAR & CAP (PLS #13901)
- 5) FOUND #4 REBAR
- 6) FOUND #4 REBAR & CAP (PLS #4048) UNLESS SHOWN OTHERWISE.
- 7) FOUND #5 REBAR
- 8) 4 LOTS - 23.320 AC. - 100%
- 9) DATE OF SURVEY - SEPTEMBER 20, 2024
- 10) BASIS OF BEARING - S00°03'28"W BETWEEN CORNER NO. 2 OF H.E. NO. 515 AND THE N.W. CORNER OF THE PROPERTY, BETWEEN MONUMENTS AS SHOWN ON PLAT.
- 11) THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH FOR OWNERSHIP, RIGHT-OF-WAYS OR EASEMENTS OF RECORD, FOR OWNERSHIP, RIGHT-OF-WAYS AND EASEMENTS OF RECORD, BAKER & ASSOCIATES RELIED UPON WESTCOAST TITLE INSURANCE COMPANY FILE NO. 710302N.



I, Lloyd W. Powers, being a duly registered Professional Land Surveyor do hereby certify that this survey was made by me or under my direct supervision and is based upon my professional knowledge, information and belief and conforms with the applicable standards of practice in the State of Colorado. This certificate does not constitute a warranty or warranty, either expressed or implied.

Lloyd W. Powers, PLS
Colorado Reg. No. 13901

NOTES: According to Colorado law, any plat or map submitted to the County Clerk for recording shall be accompanied by a certificate of the Surveyor, signed by the Surveyor, stating that the plat or map was made by him or under his direct supervision and is based upon his professional knowledge, information and belief and conforms with the applicable standards of practice in the State of Colorado. This certificate does not constitute a warranty or warranty, either expressed or implied.



DEDICATION

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, being the owners thereof has laid out, platted and subdivided as shown on this plat the land described as follows:

Situated in the County of Moffat, State of Colorado:
A tract or parcel of land located in H.E. No. 515, being a portion of Lot 11 of Section 29, and a portion of Lot 2 of Section 32, All in Township 7 North, Range 95 West of the 6th P.M., Colorado, and being more particularly described as follows:

Beginning at a point on the West line of said Lot 11, Section 29, which is S00°03'28"W, 1458.25 feet from Corner No. 2 of said H.E. No. 515;
thence N08°51'00"E, 834.39 feet;
thence S00°24'00"E, 155.29 feet;
thence N08°51'00"E, 130.85 feet;
thence S00°51'37"E, 1082.62 feet to a point on the South line of Lot 2, Section 32, 179'-R50N; thence S09°43'44"W, a distance of 820.09 feet, more or less, to the Southwest Corner of said Lot 2 of Section 32, 179'-R50N; thence N00°02'00"W, along the West line of said Lot 2 of Section 32, and along the West line of Lot 11 of Section 29 to the Point-of-Beginning.

Containing 23.320 acres more or less, under the name and style of NORTH MAYBELL MINOR SUBDIVISION, and by these presents, do hereby dedicate to the public all streets, easements, and other public places shown hereon and not already otherwise dedicated to public use.

ANTHONY RANDALL
P.O. BOX 65
MAYBELL, CO 81640
(970) 734-4053

CASEY JOE HEROD
P.O. BOX 65
MAYBELL, CO 81640
(970) 734-4053

PAUL E. GOWDY II
P.O. BOX 65
MAYBELL, CO 81640
(970) 734-4053

NOTARIAL CERTIFICATE

STATE OF COLORADO } SS
COUNTY OF MOFFAT }
The above and foregoing instrument was acknowledged before me this ____ day of _____ A.D., 202__, by Anthony Randall, Casey Joe Herod and Paul E. Gowdy II.

Witness my hand and seal _____
NOTARY PUBLIC
My commission expires _____

COUNTY COMMISSIONER'S APPROVAL

THE ABOVE DEDICATION AND PLAT IS HEREBY APPROVED
AND ACCEPTED BY THE BOARD OF COUNTY COMMISSIONERS
THIS ____ DAY OF _____, 202__.

BY: _____
CHAIRMAN
ATTEST: _____
COUNTY CLERK

PLANNING COMMISSION APPROVAL

APPROVED BY THE MOFFAT COUNTY PLANNING COMMISSION THIS
____ DAY OF _____, 202__.

CHAIRMAN

CLERK & RECORDER'S CERTIFICATE

State of Colorado } SS
County of Moffat }
I hereby certify that the original of this instrument was filed for record
in my office at ____ o'clock ____ M. this ____ day of _____ A.D., 202__.
Reception No. _____

Moffat County Clerk & Recorder
By _____

BAKER & ASSOCIATES
1780 W. VICTORY WAY
CRAIG, CO 81625

Moffat County Planning Commission

March 4th 2025

Application: C-25-03

Applicant: Badger Hole LLC

Description: Conditional use for Exploration and mining support.

Regulation Reference: 410.3 #12. Mineral or natural resource exploration, extraction and associated facilities, but excluding exploratory or production drilling and minor exploratory excavations. Drilling operations shall be permitted in accordance with Section 485-7.

Location: Sec 9 and 10, T9N, R92W. Roughly 19 Miles from north west of craig

Access: N-NW on Rd 7, N-NW on Rd 3, N-NW on Rd 5, 1.5 miles N-NE on Rd 17 to ranch road.

Staff Comments:

Attachments: Copy of application and other information

Results: 3-4-25 Planning board voted 3-0 to recommend approval the conditional use application. The applicant was advised that he will need to coordinate with MC Road and Bridge on any road concerns as they do not maintain that section of road.



Moffat County Planning Department
1198 West Victory Way, Suite 107
Craig, CO 81625
(970) 824-9148

NO. C- _____
Fee: \$300.00
Date Paid _____

APPLICATION FOR CONDITIONAL USE

Applicant:

Badger Hole LLC
10889 Co Rd 320
Rifle, Colorado 81650
970-948-4937, 970-625-5637
hhhcolborn@outlook.com
EIN 99-1983354

Owner and Primary Contact:

Harry Colborn
10889 Co Rd 320
Rifle, Colorado 81650
970-948-4937, 970-625-5637

Additional Contacts:

Colleen Colborn
Same as above

Ivan Martin

559 Pine Meadows Drive
Grand Junction, Colorado 81504-3013
970-618-2118

Agent/Consultant:

Lisa R. Fisher, Tomassuk Natural Resources
POB 3640, Evergreen CO 80437, lisa.fisher@escalantemines.com, 303-478-9427

Land Description

Acreage: 360 Zoned: Agricultural

Legal Description: Address: have applied for a physical address.
Parcel 040304300002 (280 acres), Part (80 acres) of Parcel 040309100005

Section: parts of 4, 5, 9 Township: 9N Range: 92W

Driving Directions:

From Craig, N and NW on Rd 7, N and NW on Rd 3, N and NW on Rd 5, 1.5 miles N and NE on Rd 17. East on Ranch Road
Alternate: From Craig, N on Hwy 13, W and SW on Rd 3, W and SW 6.5 miles on Rd 17 to Ranch Road.
Access at Ranch Road is located at 40° 45.654'N 107° 44.016'W.

Proposed Use

(Describe in Detail): Exploration and Mining, Mining Support – temporary buildings/trailers office and work, process equipment (trailer/temporary), spaces for campers for workers that do not wish to commute to town.

Use: Temporary buildings and processing units will process placer ore samples taken during exploration (approved) and later during mining efforts when small mine permit is in place (mine permit is in preparation).

Proposed Starting Date: Date to be determined, depends on winter and spring weather.
Proposed Completion Date: To be determined based on economics of the mineral deposit.

Attach copies of state and / or federal permit applications, if applicable. Attach copies of state and / or federal reclamation bonds, if applicable.

Attached BLM Approval Letter for project

State Approval for project is approved pending final payment of reclamation bond, which is in progress.

Indicate type of water system:

No water system exists at present.

Two well permits were originally located in State records on the property in Sections 5 and 9, and eight well permits on the adjacent BLM Land in Section 9.

Two of the wells on BLM land in Section 9, numbers 214076 and 26081-F, are currently approved for use.

Spring #1 and Reservoir #1 are located on the adjacent BLM land, and Reservoir #2 (to be repaired) crosses the BLM-Private Property Boundary. They have been approved for use.

Indicate type of sewage system: None exists at present

Indicate any plans for buildings and structures (permanent or temporary) to be located on this land. Include any applicable site plans and elevation plans and building permits. Attached

Note – plans for the associated buildings and support are attached, using one of the possible locations to site this. The actual site chosen will depend on which water well or source will be used, and the best place to accommodate a septic system to follow good practice.

Conditional Use permits do not expire. A review, if specified under the conditions, will be performed. Any significant changes to the use of the property will require an amendment to the permit.
Conditional Use Permits DO NOT transfer with the sale of the property/business.

Applicant / Agent Signature: _____

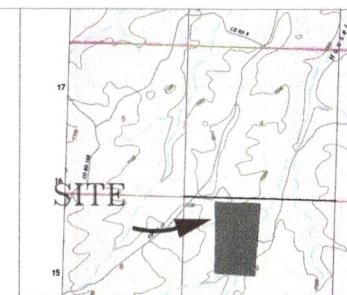
Date: _____

Landowner Signature: _____

Date: _____

Or copy of lease contract. _____

NE $\frac{1}{4}$ NW $\frac{1}{4}$ SECTIONS 9,
TOWNSHIP 9 NORTH RANGE 92 WEST, OF THE 6th P.M.
COUNTY OF MOFFAT, STATE OF COLORADO



BADGER HOLE LLC
Mine Site , Craig Co
10889 Co Rd 320
Rifle Co 81650

NOTES

- 1) DATE OF SURVEY: 06/17/2024.
- 2) UNIT OF MEASURE ARE THE U. S. SURVEY FOOT
- 3) THIS SURVEY IS BASED ON EXISTING BOUNDARY CORNERS FOUND IN PLACE
- 4) PROPOSED MINE PLAN FOR BADGER HOLE LLC.

JG #1 AND JOKER #1 ACCESS EXHIBIT
NE $\frac{1}{4}$ NW $\frac{1}{4}$ SECTIONS 9,
TOWNSHIP 9 NORTH RANGE 92 WEST, OF THE 60
COUNTY OF MOFFAT, STATE OF COLORADO

BADGER HOLE LLC
Mine Site , Craig Co



10889 Co Rd 320
Rifle Co 81650

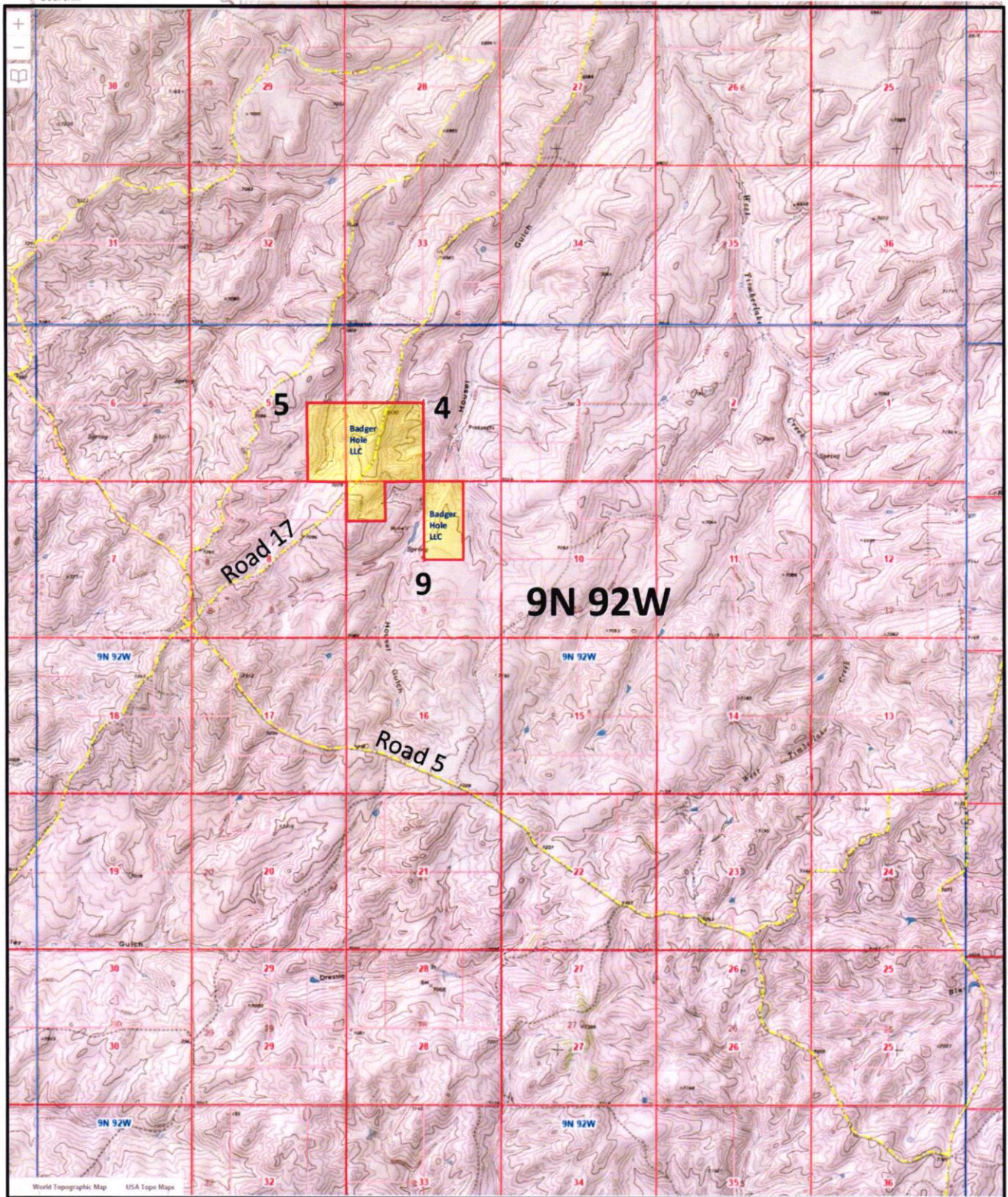
DRAWN BY: IM	DATE: 01/10/25
CHECKED BY: IM	JO#1 and Jaker
BADGER HOLE	DRAWING NO:
	SHEET 1 OF 1

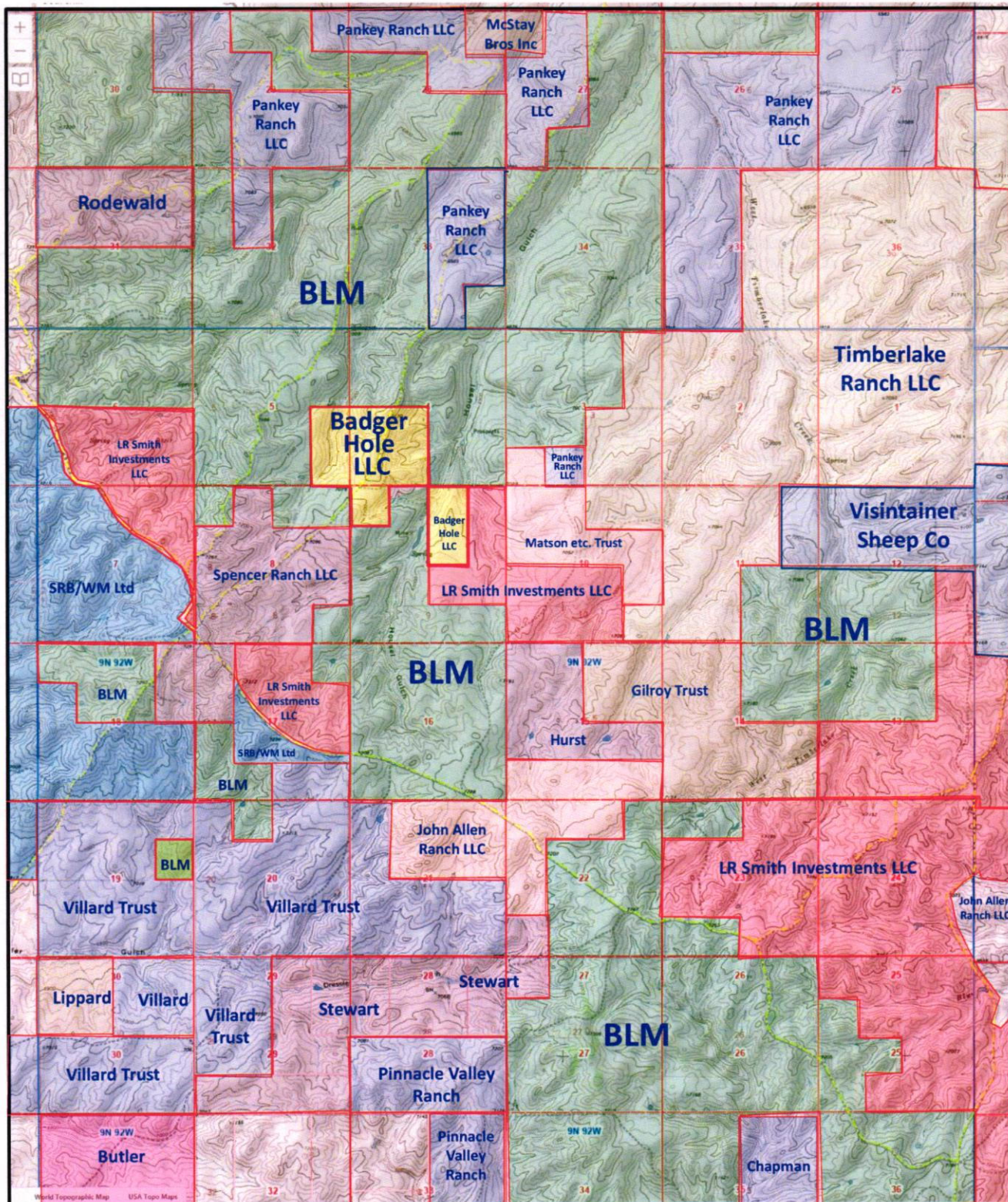
Badger Hole BLM Claims (Green) 120 acres

Moffat County, Colorado

Part of Parcel: 040309100005 (80 acres)







Well Locations (Approved):

Water Well 214076 NE NW S9 T9N R92W; 750' from N and 2500' from W Section lines

Water Well 26081-F S9 T9N R92W; 1345' from N and 1615' from W Section lines

Surface water locations (Approved):

Minerals Mining Reservoir #1: (Pond#1) (Copied from original permit) W-881-75

Point of diversion and/ or place of storage:

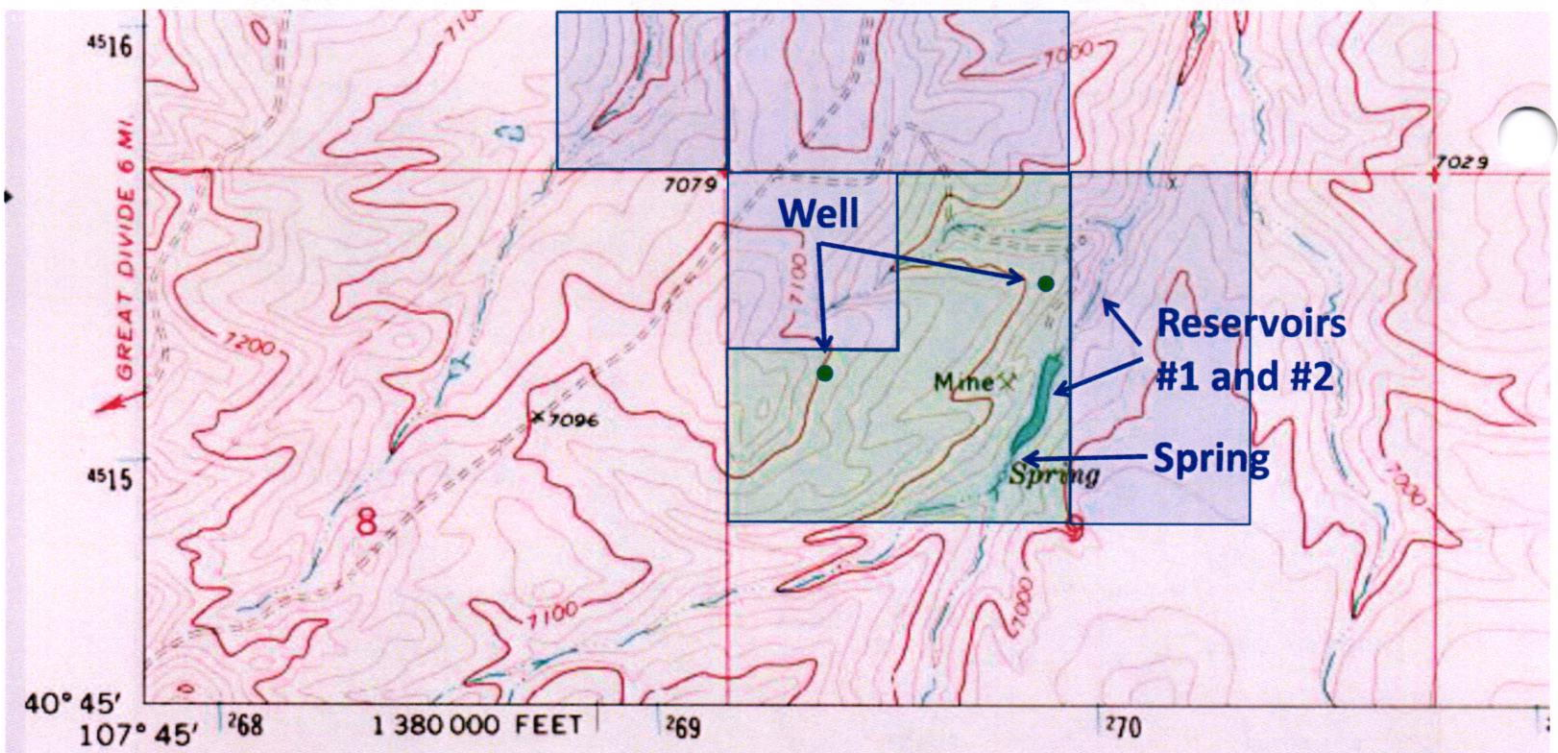
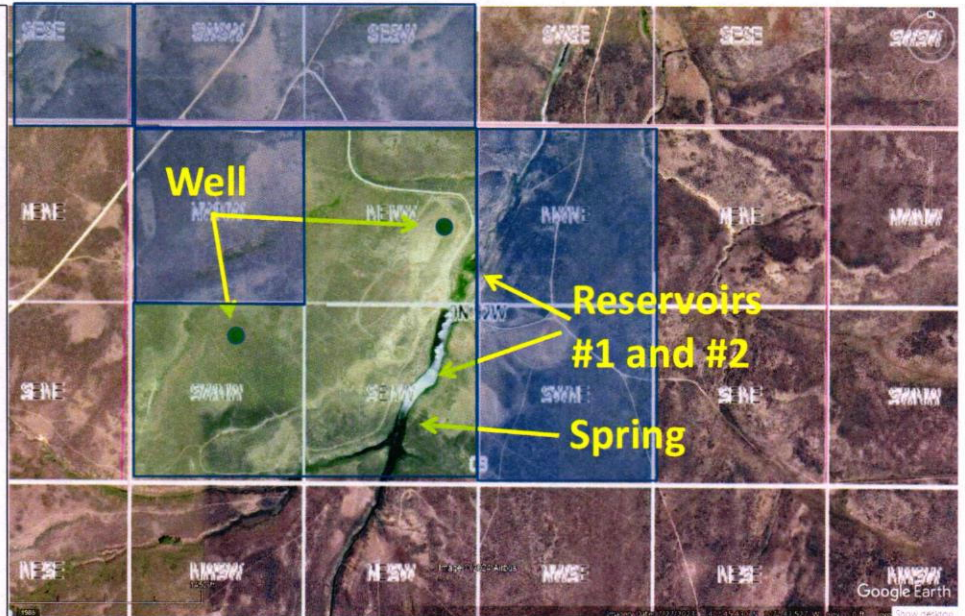
I.P. is located at a point which is S7 07' 20" W 1420.92 feet from the N/4 corner of Section 9, T 9N R 92 W, 6th P.M. Colorado.

Minerals Mining Reservoir #2: (Pond#2) (Copied from original permit) W-882-75

I.P. is located at a point which is S12°51;26"E 652.98 feet from the N/4 corner of Section 9, T9N R92W, 6th P.M. Colorado.

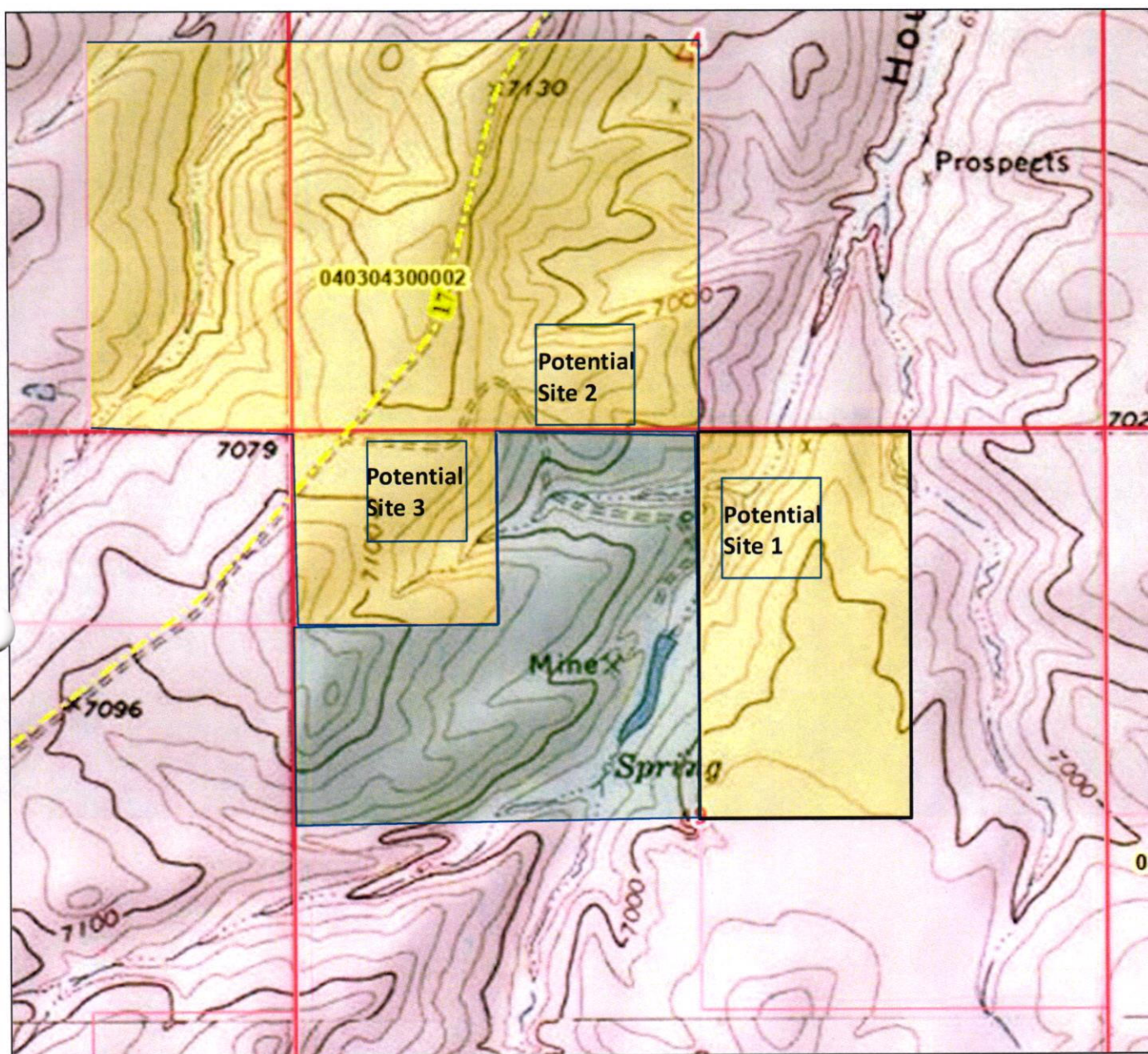
Minerals Mining Spring #1: (Copied from original permit) 83-CW-187

Lies in the SE 1/4 NW 1/4, Sec. 9 T. 9 N R 92 W, 6th P.M., 2050 feet from the west line and 2290 feet from the north line of Said Section 9.

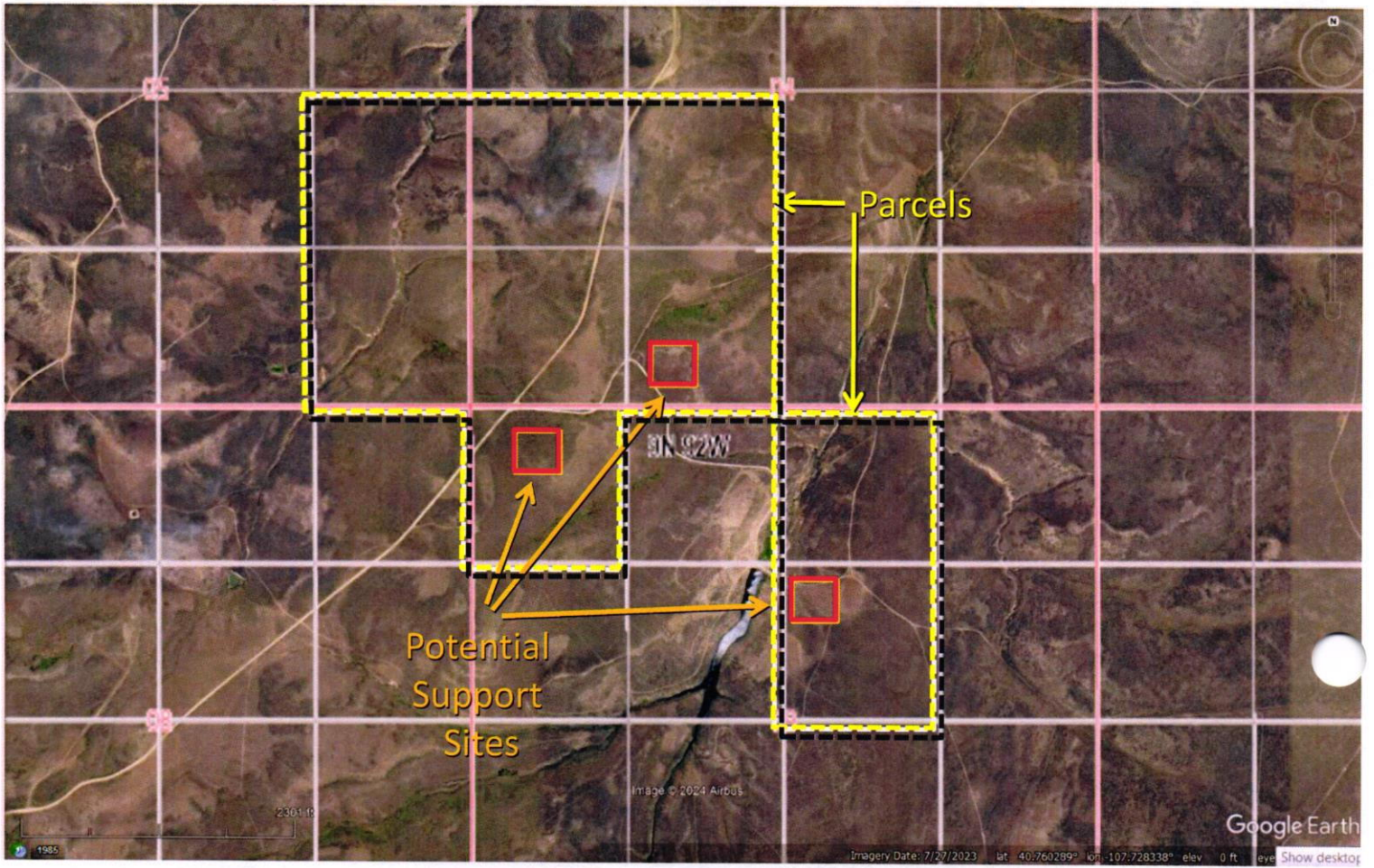


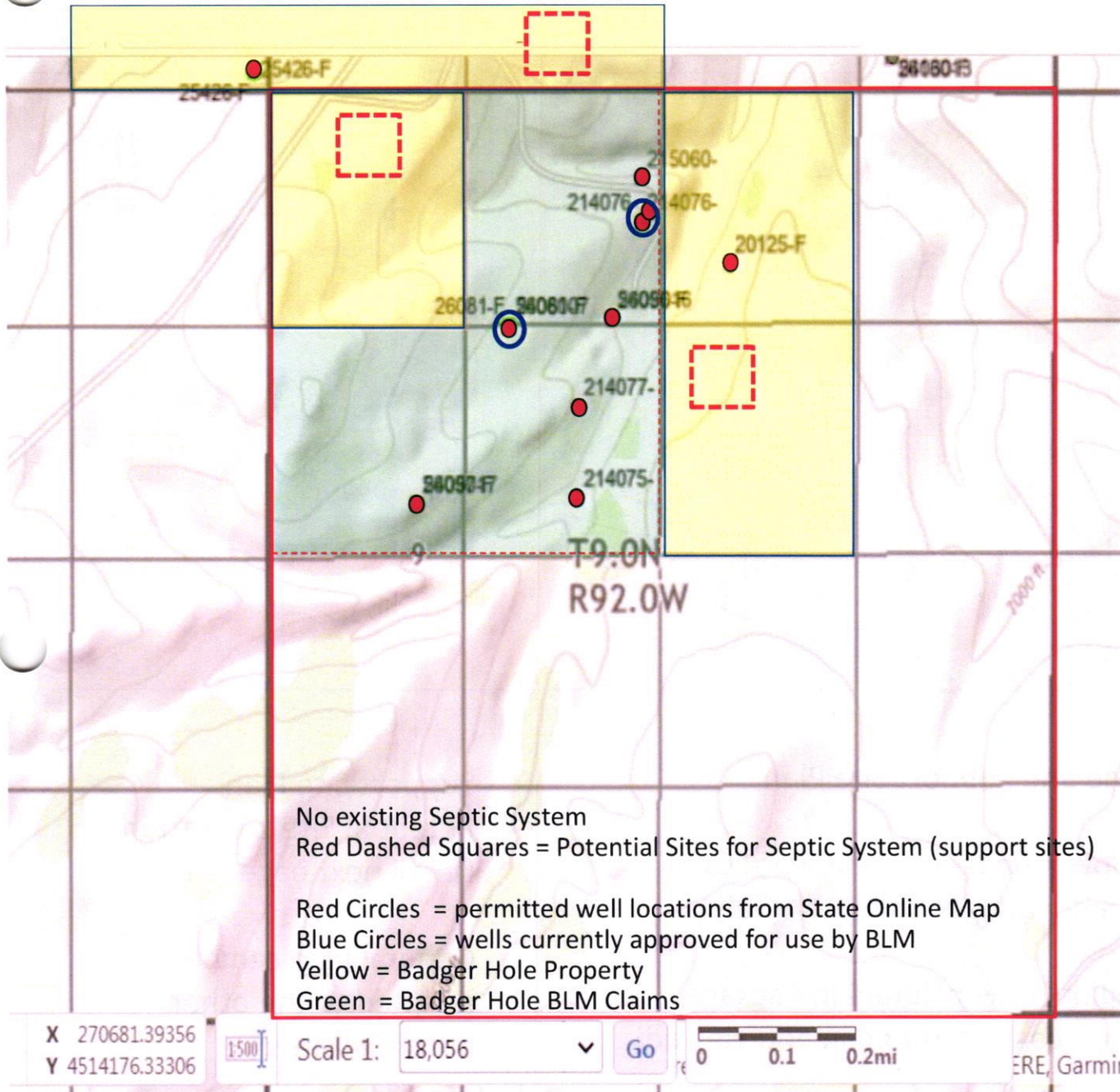
Sec 9 9N 92W
Moffat County, CO

Blue = Badger Hole Private Land
Green = Badger Hole BLM Claims

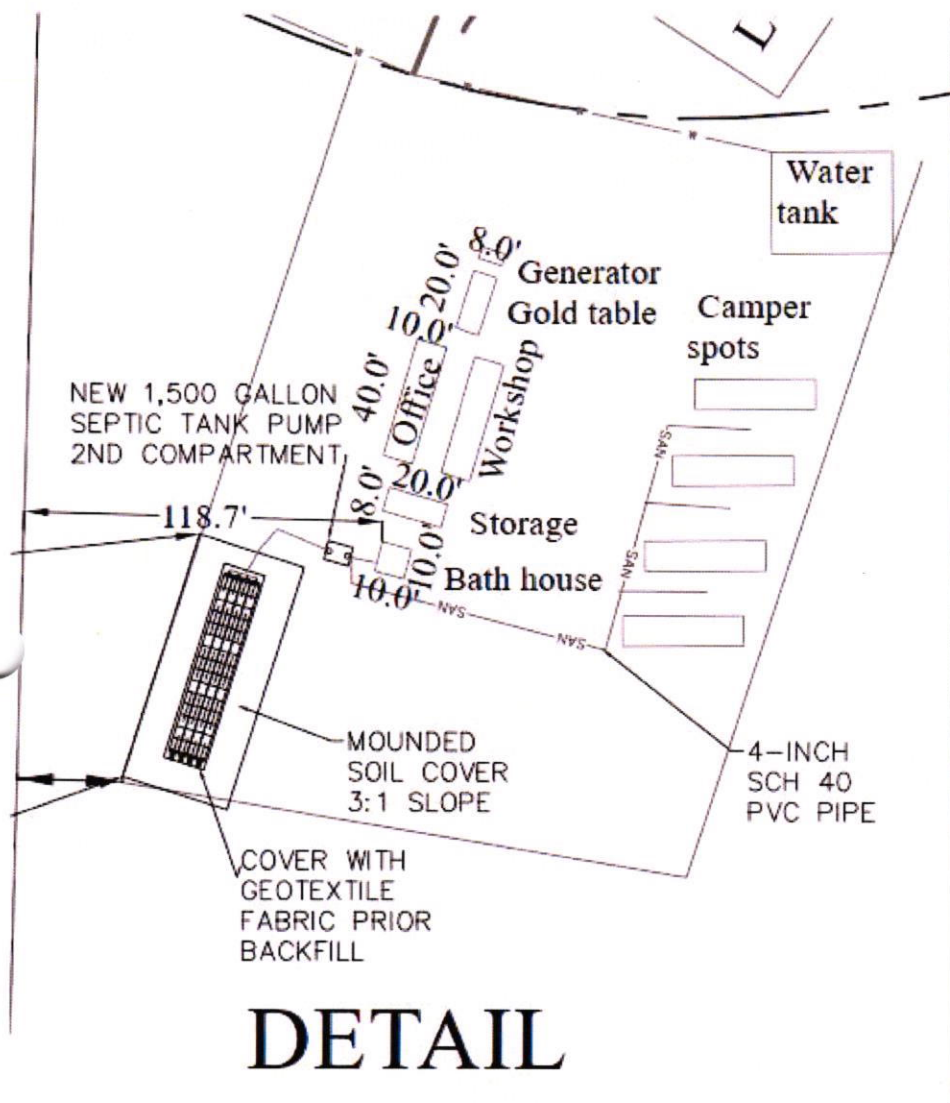


No existing Residence or Buildings on Private Lands (Yellow)
Potential Sites for Support Facilities





Section 9 9N 92W



Support Site Plan
Potential Site 1 Location

Original PDF included In
Package (more easily
zoomed in and viewed)

General plan can be
adapted to the other
potential sites

Moffat County Planning Commission

March 4th 2025

Application: E-25-02

Applicant: David and Joan Fleming

Description: Exemption of 9.22 acres

Regulation Reference: Section 2.011 – Procedure for exemption from subdivision regulations

Location: Sections 8, T7N, R90W- Parcel id#065908100027

Access: Hwy 13 north to CR210 west to end of CR

Staff Comments: This was originally a 35.03-acre parcel and 9.225 acres will be exempted off as part of dividing the property. There are no previous exemptions on this parcel.

Parcel A will become 9.225 acres and parcel B will become 25.805 acres

Attachments: Copy of application and plat

Results- Planning board voted 3-0 to recommend approval of exemption application. Plat signed.

No stipulations or conditions.



Moffat County Planning Department
1198 W Victory Way, Suite 107
Craig CO 81625
(970) 824-9148

No. # E- 25-02
Fee: \$200.00
Date Paid _____

APPLICATION FOR EXEMPTION FROM SUBDIVISION REGULATIONS

Owner: David A. + Joan M. Fleming Phone #: 970-629-5157

Email address: dfleming0730@gmail.com

Address: 826 CR 210 Craig CO 81625 Mailing: P.O. Box 472 Craig, CO 81626

Buyer: _____ Phone #: _____

Address: _____

Agent, (if any): _____ Phone #: _____

Address: _____

Acreage: 35.03 Acres Parcel A = 9.325 Acres

Existing parcel _____ + _____ Zone: Ag Proposed parcel(s): Parcel B - 25.805 Acres

Legal Description (existing parcel) – Section 8 Township 7N Range 90W

Driving Directions:

Go north on HWY 13 from Craig 4.7 miles and turn left on CR 210. Proceed 3/4 mile to the dead end of CR 210 and the property is the last place on the right. 861 CR 210

Proposed Use:

Parcel A - Residential

Parcel B - Ag

Provide the following attachments:

- Mylar Exemption Plat drawn by a licensed surveyor showing the legal description and acreage of the total property, the exempted parcel, the remaining parcel, and show existing and proposed right-of-ways, easements and buildings.
- Copy of the deed, verifying proof of ownership.
- Names and mailing addresses of adjacent property owners, together with a map showing location of subject property and the property owned by the adjacent owners.
- On plat, dedicate right-of-way for county road, if applicable.

PLANNING COMMISSION ACTION:

- () Tabled
- () Denied, pursuant to the following findings:
- () Approved, pursuant to the following findings:

Chairman, Planning Commission

Date

BOARD OF COUNTY COMMISSIONERS ACTION:

- () Tabled
- () Denied, Pursuant to the following findings:
- () Approved, pursuant to the following findings:

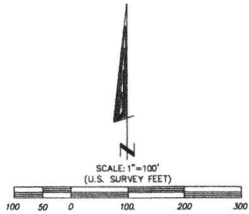
Chairman, Board of County Commissioners

Date

FINAL PLAT

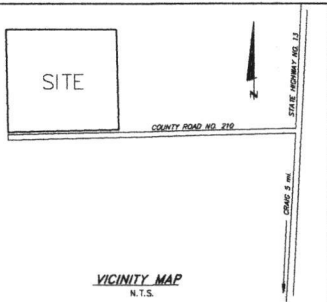
FLEMING EXEMPTION PLAT

SECTION 8, T7N, R90W, 6th P.M., MOFFAT COUNTY, COLORADO



NOTES:

- 1) WATER SUPPLY: PRIVATE WELL.
- 2) SEWAGE DISPOSAL: SEPTIC TANK AND DRAINFIELD.
- 3) ZONING: AGRICULTURE.
- 4) SET #4 REBAR & CAP (PLS#13901) 3" OUT OF GROUND.
- 5) FOUND #4 REBAR 1" OUT OF GROUND.
- 6) (N89°54'36"W 1293.74') DENOTES A FIELD MEASUREMENT BETWEEN CORNERS.
- 7) FOUND 2.5" ALUM. CAP (PLS#17492) ON A #6 REBAR 8" OUT OF GROUND.
- 8) 2 PARCELS - 35.030 AC. - 100%.
- 9) DATE OF SURVEY - DECEMBER TO PRESENT, 2024.
- 10) BASIS OF BEARING - N89°54'46"W BETWEEN THE N.E. CORNER AND THE N.W. CORNER OF THE PROPERTY, BETWEEN MONUMENTS AS SHOWN ON PLAT.
- 11) THIS SURVEY DOES NOT CONSTITUTE A TITLE SEARCH FOR OWNERSHIP, RIGHT-OF-WAYS OR EASEMENTS OF RECORD. FOR OWNERSHIP, RIGHT-OF-WAYS AND EASEMENTS OF RECORD, BAKER & ASSOCIATES RELIED UPON WESTCOOR LAND TITLE INSURANCE COMPANY FILE NO. WC1419.
- 12) ADDRESS: 801 COUNTY ROAD NO. 210, CRAIG, CO 81625.
- 13) THE 20' INGRESS & EGRESS EASEMENT IS TO PROVIDE ACCESS TO PARCEL "A".
- 14) THE 10' WATER LINE EASEMENT IS TO PROVIDE WATER TO PARCEL "B" FROM THE COMMON WELL IN PARCEL "A".
- 15) THE N.E. CORNER OF SECTION 8 (FOUND 2.5" ALUM. CAP (PLS#17492) ON A #6 REBAR) WAS SET IN 2012 BY ANOTHER SURVEYOR BY PROPORTIONAL METHODS. THE ORIGINAL CORNER WAS A G.L.O. BRASS CAP AND WAS USED IN THE ORIGINAL SURVEY OF THE PROPERTY IN 1977. APPARENTLY THE ORIGINAL CORNER HAD BEEN REMOVED BEFORE 2012. THE ORIGINAL #4 REBARS FOUND IN THE FIELD WERE USED TO RE-CREATE THE BOUNDARY LINES OF THE PROPERTY.

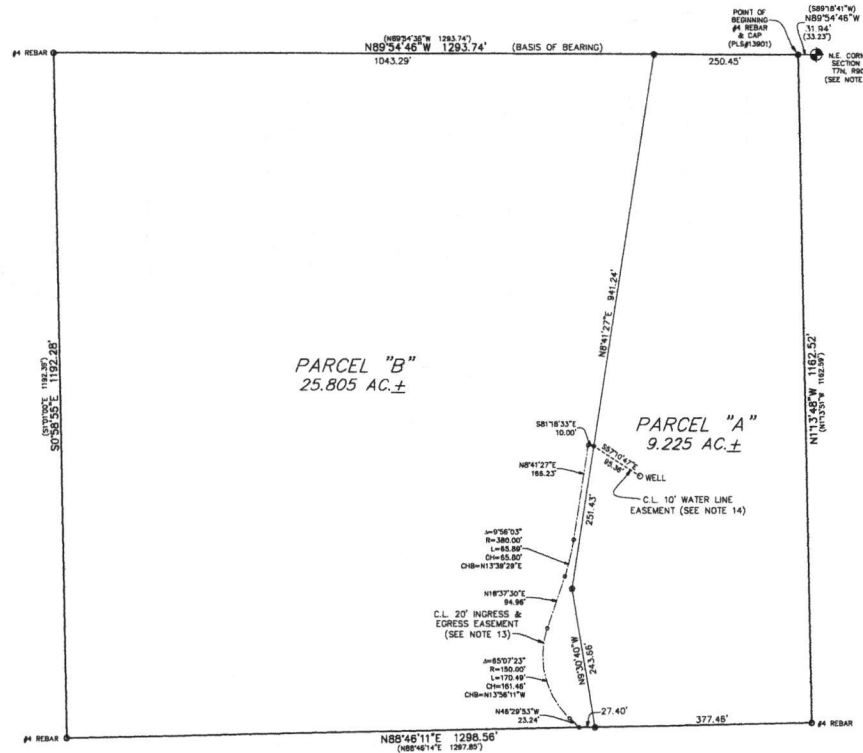


I, Lloyd W. Powers being a duly registered Professional Land Surveyor do hereby certify that this survey was made by me or under my direct supervision and is based upon my professional knowledge, information and belief and conforms with the applicable standards of practice in the State of Colorado. This certificate does not constitute a warranty or warranty, either expressed or implied.

Lloyd W. Powers, PLS
Colorado Reg. No. 13901

NOTE: According to Colorado law, any plat or map submitted to the State Engineer for recording shall be accompanied by a certificate of the Professional Land Surveyor, signed by the Surveyor, stating that the plat or map was prepared by the Surveyor or under his direct supervision and that it conforms with the applicable standards of practice in the State of Colorado.

NOTE: The words "survey" or "certification" as used herein is intended to be in compliance with professional standards of practice and shall not constitute a guarantee, warranty, or representation of any kind.



COUNTY ROAD NO. 210 60' R.O.W.
(UTILITY EASEMENT - BK. 479, PG. 583)

DEDICATION

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, being the owners thereof has laid out, platted and subdivided as shown on this plat the land described as follows:

A parcel of land lying in the Northwest Quarter (NE1/4) of Section 8, Township 7 North, Range 90 West of the 6th P.M., Moffat County, Colorado, and being more particularly described as follows:

Beginning at a point on the North line of the NE1/4 of said Section 8, lying N89°54'46"W, 31.94 feet from the N.E. Corner of said Section 8;
thence along said North line, N89°54'46"W, 1293.74 feet;
thence S00°00'00"E, 1192.28 feet;
thence N88°46'11"E, 1298.56 feet;
thence N071°34'09"W, 1162.52 feet to the Point of Beginning.

Containing 35.030 acres more or less, under the name and style of FLEMING EXEMPTION PLAT, and by these presents, do hereby dedicate to the public all streets, easements, and other public places shown hereon and not already otherwise dedicated for public use.

DAVID A. FLEMING
P.O. BOX 472
CRAIG, CO 81626
(970) 629-5157

JOAN M. FLEMING
P.O. BOX 472
CRAIG, CO 81626
(970) 629-5157

NOTARIAL CERTIFICATE

STATE OF COLORADO } SS
COUNTY OF MOFFAT }

The above and foregoing instrument was acknowledged before me this ____ day of _____ A.D., 202__, By David A. Fleming and Joan M. Fleming.

Witness my hand and seal _____
NOTARY PUBLIC

My commission expires _____

COUNTY COMMISSIONER'S APPROVAL

THE ABOVE DEDICATION AND PLAT IS HEREBY APPROVED
AND ACCEPTED BY THE BOARD OF COUNTY COMMISSIONERS
THIS _____ DAY OF _____, 202__.

BY: _____
CHAIRMAN

ATTEST: _____
COUNTY CLERK

PLANNING COMMISSION APPROVAL

APPROVED BY THE MOFFAT COUNTY PLANNING COMMISSION THIS
_____ DAY OF _____, 202__.

CHAIRMAN

CLERK & RECORDER'S CERTIFICATE

State of Colorado } SS
County of Moffat }

I hereby certify that the original of this instrument was filed for record
in my office at _____ o'clock _____ M. this _____ day of _____ A.D., 202__.

Reception No. _____

Moffat County Clerk & Recorder

By _____

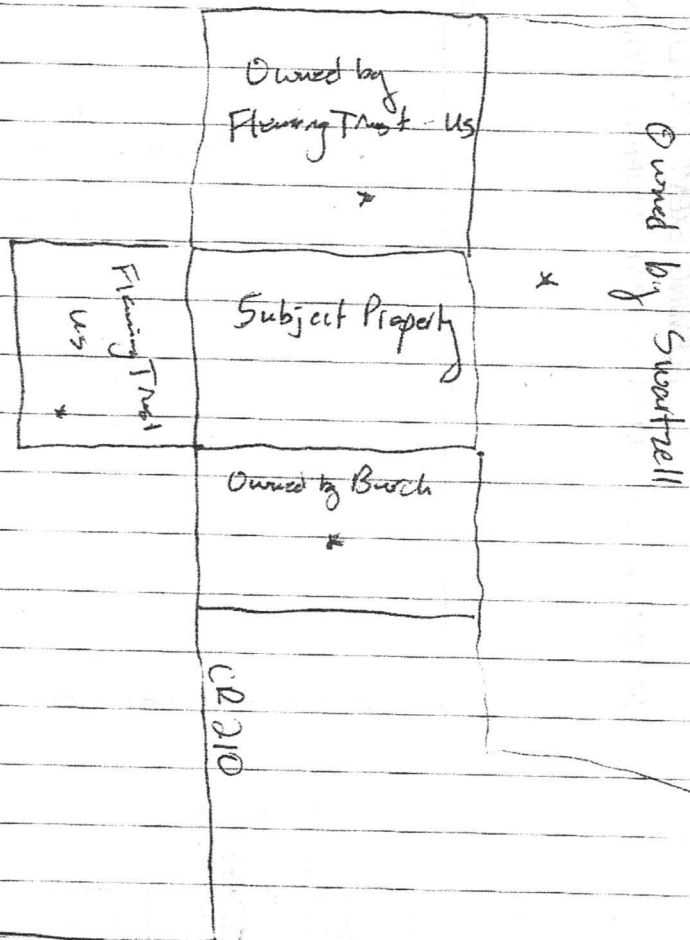
BAKER & ASSOCIATES
1790 W. VICTORY WAY
CRAIG, CO 81625

Robert Burch

110 Powers Court
Craig, CO 81625
970-824-6596

Ryan Swartzell

615 Johnson Trail
Craig, CO 81625
970-701-4626



Aug 13

20105030
1 of 1

12/21/2010 1:00 PM
PRD R\$11.00 D\$13.00

Elaine Sullivan
Moffat County Clerk



Doc Fee
13

PERSONAL REPRESENTATIVE'S DEED

(Testate Estate)

THIS DEED is made by LAUREN KUSTUDICK, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF THERESA M. BABOR, AKA THERESA BABOR, ONE AND THE SAME PERSON, DECEASED, Grantor, to DAVID A. FLEMING AND JOAN M. FLEMING, as joint tenants, Grantees, whose address is PO Box 472, 826 MCR 210, Craig, Colorado 81626.

WHEREAS, Grantor was duly appointed Personal Representative of said Estate by the Probate Court in and for the County of Moffat, and State of Colorado. Probate No. 2010PR39 on August 2, 2010, and is now qualified and acting in said capacity.

NOW, THEREFORE, pursuant to the powers conferred upon Grantor by the Colorado Probate Code, Grantor does hereby sell, convey, assign, transfer and set over unto Grantees, as joint tenants not as tenants in common, for the consideration of One Hundred Thirty Thousand (\$130,000.00) and no/100 Dollars, the following described real property situate in the County of Moffat, State of Colorado to-wit:

Township 7 North, Range 90 West of the 6th P.M.

A parcel of land lying in the NE $\frac{1}{4}$ of Section 8, being more particularly described as follows:

Beginning at a point on the North line of the NE $\frac{1}{4}$ of said Section 8, lying N89°54'46"W, 31.94 feet from the NE Corner of said Section 8;
thence along said North line, N89°54'46"W, 1293.74 feet;
thence S00°58'55"E, 1192.28 feet;
thence N88°46'11"E, 1298.56 feet;
thence N01°13'49"W, 1162.52 feet to the Point of Beginning.

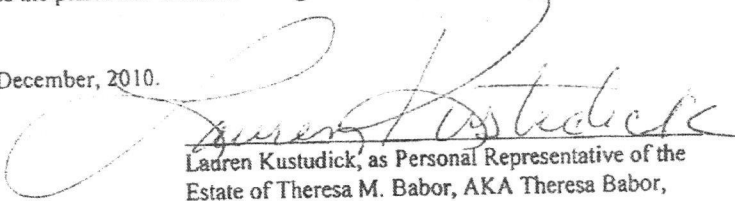
The North line of the NE $\frac{1}{4}$ of said Section 8 is considered to bear N89°54'46"W.
AKA 861 County Road 210, Craig, Colorado.

TOGETHER WITH the 1979 Shult mobile home on the property and all appliances and fixtures therein.

With all appurtenances, free and clear of liens and encumbrances.

As used herein, the singular includes the plural and the masculine gender the feminine and neuter genders as the context may require.

Executed the 20th day of December, 2010.


Lauren Kustudick, as Personal Representative of the
Estate of Theresa M. Babor, AKA Theresa Babor,
One and the Same Person, Deceased

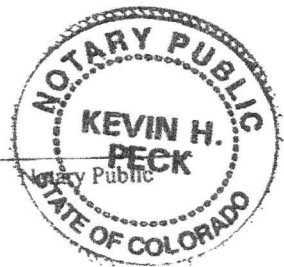
STATE OF COLORADO)
) ss.
COUNTY OF MOFFAT)

The foregoing Personal Representative's Deed was acknowledged before me this 20th day of December, A.D. 2010 by Lauren Kustudick, as Personal Representative of the Estate of Theresa M. Babor, Deceased.

WITNESS my hand and official seal.

My Commission Expires: 3/30/2012

[SEAL] STATE DOCUMENTARY FEE
DATE 12-21-10
13.00



REAL ESTATE PROPERTY
 ROBERT RAZZANO
 MOFFAT COUNTY TREASURER
 1198 W. VICTORY WAY STE #101
 P O BOX 6
 CRAIG, CO 81626
 (970) 824-9111
 MOFFATCOUNTY.COLORADO.GOV

JANUARY 2024
 TAX NOTICE FOR 2023

20733

PLEASE MAKE CHECK PAYABLE TO:
 MOFFAT COUNTY TREASURER

R003605 R 001 +07043

11288
 FLEMING, DAVID A &
 FLEMING, JOAN M
 PO BOX 472
 CRAIG, CO 81626-0472

TAX DIST	TAX ENTITY	DOLLARS PER/K	TAX
04	COUNTY GENERAL FUND	19.436	54.95
	ABATEMENT	.114	.32
	PUBLIC WELFARE	1.120	3.17
	PUBLIC HOSPITAL	3.000	8.48
	PUBLIC HEALTH	.316	.89
	MOFFAT SCHOOL RE-1	35.361	99.97
	CRAIG FIRE DISTRICT	3.497	9.89
	COLO RIVER WATER CON	.500	1.41
	COLO NORTHWEST COMMU	3.001	8.48

PROPERTY LOCATION

COUNTY ROAD 210 861 CRAIG

LEGAL DESCRIPTION

LAND VALUE	PERS OR IMP VALUE	TOTAL VALUE	TOTAL \$ PER/K	TOTAL TAX
694	2133	2827	66.345	187.56
2629	19216	21845 - ACTUAL VALUE		

35.03-TOTAL ACRES

PARCEL NUMBER-04065908100027

S: 8 T: 7N R: 90W A TR IN LOT 1 M/B DESC 587/581
 35.03A M/L

pd 93.78 2/25/24 ck # 5184
 pd 93.78 6/17/24 ck # 5237

TO MAKE PAYMENTS ONLINE: ***MOFFATCOUNTY.COLORADO.GOV

For SENIOR EXEMPTION info contact: MOFFAT COUNTY ASSESSOR, 221 W Victory Way, Ste. 240, Craig, CO 81625 - (970) 824-9102 - www.co.moffat.co.us
 SCHOOL DISTRICT RE-1 GENERAL FUND IS 23.516 DOLLARS PER THOUSAND, WITHOUT STATE AID IT WOULD HAVE BEEN 44.607

PLEASE RETAIN THE TOP PORTION AND RETURN THE APPROPRIATE STUB WITH YOUR PAYMENT TO TREASURER'S OFFICE

Moffat County Planning Commission- Application Summary
March 4th 2025

Application: C-25-02

Applicant: Robert Flores

Description: Application for Conditional use. 410.5

Location: Section 29&32 T7N, R95W

Access: Lowell Street

Staff Comments: The applicant would like to place 3 cabins on 47.443-acre parcel

Attachments: Copy of Application, parcel map/project description, email from building inspector.

Note: Landowner has two free sewer taps available as stated in easement through property. Sewer tap information has been provided. Inspection of work must be completed and provided to the planning office.

Results: 3-4-25 Planning board voted 3-0 to approve the conditional use application. No conditions or stipulations.

Note:



Moffat County Planning Department
221 West Victory Way, Suite 250
Craig, CO 81625
(970) 824-9148

NO. C- 25-92
Fee: \$200.00
Date Paid _____

APPLICATION FOR CONDITIONAL USE

Applicant: ROBERT FLORES Phone #: (805) 341-3474

Email address: ROBERT@SOMISKOL.COM

Address: 198 RIVERSIDE RD. OAK VIEW, CA 93022

Landowner: SAME Phone #: _____

Address: _____

Agent, if any: _____ Phone #: _____

Address: _____

Acreage: 47 Zoned: AG

Legal Description: Address: 153 CR 19, MAYBELL Section: _____ Township: _____ Range: _____

Driving Directions: PARCEL # 0506 4929 3000 14

Proposed Use (Describe in Detail): CONSTRUCTION OF (3) 30'X42' CABINS

Proposed Starting Date: APRIL 2025 Proposed Completion Date: APRIL 2026

Attach copies of state and / or federal permit applications, if applicable.
Attach copies of state and / or federal reclamation bonds, if applicable.

Indicate type of water system: Public () Private (X) Existing ()
Indicate type of sewage system: Public (X) Private () Existing ()

Indicate any plans for buildings and structures (permanent or temporary) to be located on this land.
Include any applicable site plans and elevation plans.

Applicant / Agent Signature: _____ Date: _____
Landowner Signature: _____ Date: 1/9/25
Or copy of lease contract.

INSTRUCTIONS FOR CONDITIONAL USE APPLICATION

Map drawn to scale and Textual information should include:

1. Text - legal description and acreage. This may be obtained at the County Assessor's office.
2. Printout of adjacent landowners' names and addresses. These may be obtained at the County Assessor's office.
3. Map - showing property boundary lines.
4. Map - showing the written names of adjacent landowners (outside of boundary lines). Adjacent landowners' names may be obtained at the County Assessor's office.
5. Map - draw in location of existing residence and out buildings.
6. Map - draw in location of new use, i.e. second residence, new business, etc.
7. Map - draw in location of water wells, existing septic system and proposed new septic system.
8. Map - measure and write in the distance between existing and proposed residences and buildings from each other and from boundary lines of property.
9. Map - draw in and identify all driveway and access roads in and out of property.

The application must provide detailed textual information explaining what the use is and why you are applying for the Conditional Use Permit.

Submitting Application

Application, maps and accompanying textual documents must be turned in to the Planning Department 21 days before the next Planning Commission Meeting. The Planning Commission meets the first Tuesday of each month. The application will be presented to the Planning Commission for their recommendation and then, on the second Tuesday of each month, to the Board of County Commissioners for final approval. A notice of these hearings will be mailed to all adjacent landowners and will be advertised in the Legal Section of the Craig Daily Press.

MAYBELL
SANITATION
SEWER LINE

GATE TO
CR 19

19

270'

PROPOSED CABINS
(NOT TO SCALE)

95'

↑
BARN

ELECTRICAL
POST

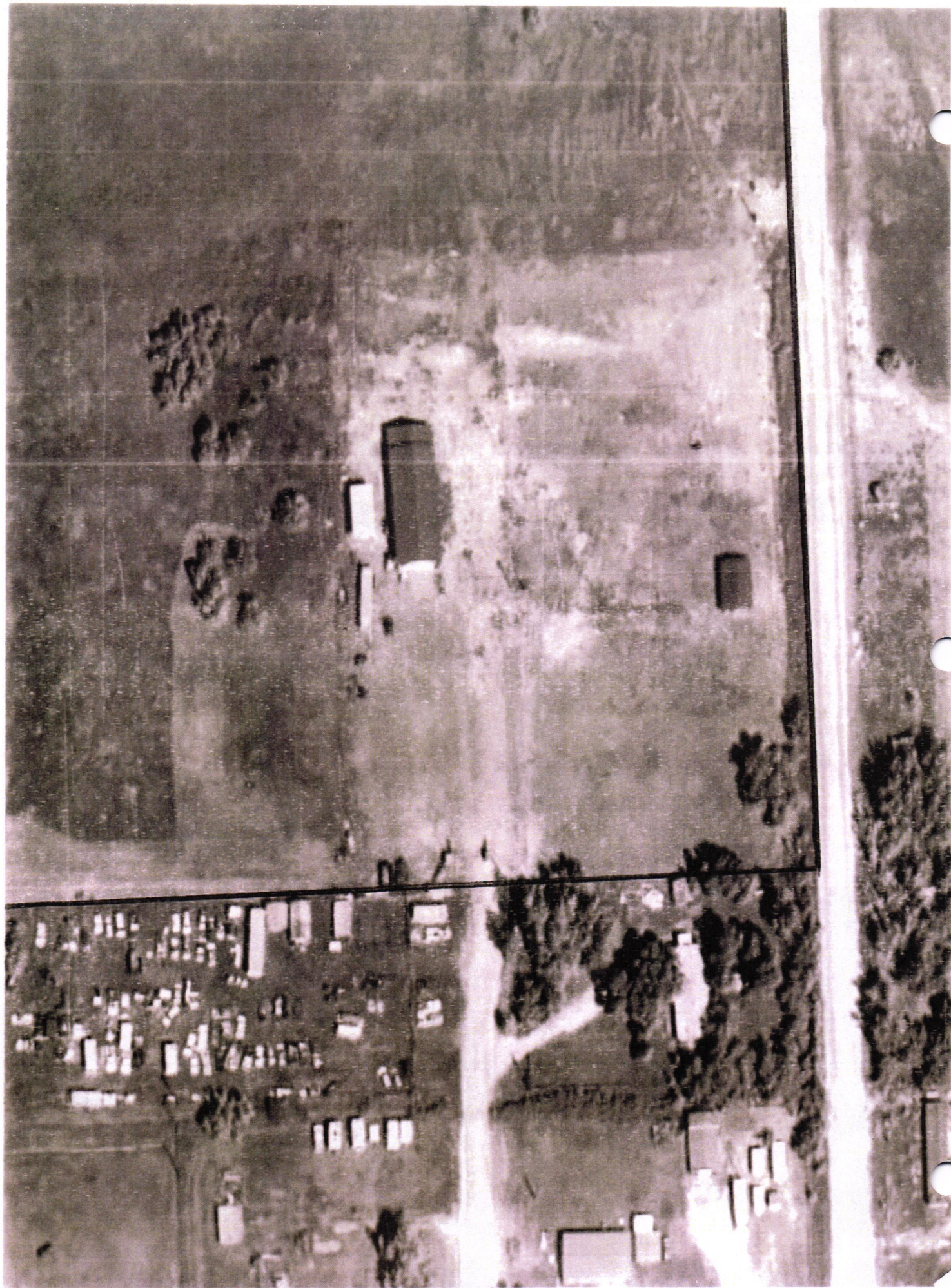
50'

↑
WELL ROOM
& STORAGE

170'

GATE







Maybell Public Library

Maybell Park

PETERSEN
CHRIS ↑

FOUR
SPRINGS
RANCH LLC

County Rd 19

HICKS,
NATHAN
ANDREW

FLORES,
ROBERTO

19

← ZIMMERMAN
RONALD

MCINTYRE
CHIP

O'CONOR
LINDA

O'CONOR
LINDA

MAYES,
WILLIAM

CAMBLIN
MICHAEL

MOFFAT
COUNTY

CAMBLIN
MICHAEL

mapbox



From: [Marlin Eckhoff](#)
To: [Candace Miller](#)
Subject: RE: Flores conditional use for cabins
Date: Thursday, February 20, 2025 10:05:29 AM
Attachments: [image002.png](#)

Hello Candace,

I'm not sure how wide the sewer main easement is.

But by scaling it off the Accessors site, it looks there would be around 220' from the east side of the sewer easement and the center of CR 19.

If they put the first cabin 60' from center of road, then have 14' in between each cabin (Code requires min 10' between eaves, so if they have 2' overhangs, the cabin walls would need to be 14' apart) then that would all equal 178'. So that should leave them around 40' extra from east to west. So, it looks doable to me.

It looks like the ROW for CR 19 is only around 30' wide, so if they go 60' from center of road, then that should put them over the 30' from the property line.

Let me know if you agree with all that.

Have a good one Candace.



Marlin Eckhoff

City of Craig/Moffat County Building Official

P: Office (970) 826-2013 Cell (970) 326-3645

E: mackhoff@ci.craig.co.us

300 W 4th St

Craig, CO 81625

From: Candace Miller <cmiller@moffatcounty.net>

Sent: Thursday, February 20, 2025 8:08 AM

To: Marlin Eckhoff <meckhoff@ci.craig.co.us>

Subject: Flores conditional use for cabins

Candace Miller

Development Services-
Planning and Zoning
Craig/Moffat Airport Manager
1198 W. Victory Way #107
Craig, CO 81625
O-970-824-9148

RESOLUTION NO. 2025-28_

**RESOLUTION RESCINDING RESOLUTIONS 2022-41 & 2024-82; AND
RETAINING RESOLUTION 2024-122 PERTAINING TO AMBULANCE AND EMERGENCY
MEDICAL SERVICES OPERATING WITHIN MOFFAT COUNTY**

WHEREAS, the Board of County Commissioners of Moffat County, Colorado ("Board" or "County"), pursuant to §25-3.5-101, *et seq.*, of the Colorado Revised Statutes, as amended, and 6 C.C.R. 1015-3, as amended, has the authority to regulate and authorize Ambulance and Emergency Medical Services ("EMS") operating within the County;

WHEREAS, the Board previously adopted Resolution 2022-41 revising Moffat County Emergency Medical Service Regulations, including Ambulance Licensure and Regulations and Medical oversight of the Emergency Medical Service System;

WHEREAS, the Board previously adopted Resolution 2024-82, pursuant to the authority of the above statutes and regulations, including Senate Bill 2022-225, (1) opting the County in as the local authorizing authority for EMS within the County, and (2) providing the County with the ability to determine and prescribe the EMS areas within the County to ensure that the entire County receives adequate EMS as well as the authority to regulate such acts as outlined in C.R.S. § 25-3.5-314, and adopting certain regulations into Resolution 2024-82;

WHEREAS, the Board previously adopted Resolution 2024-112, pursuant to the above statutes and regulations, to adopt further operational rules and guidelines pertaining to Resolution 2024-82, to specifically include limiting ambulance services traveling to the County to transport patients from Memorial Regional Health ("MRH") and to limit such transports from MRH to MRH's EMS;

WHEREAS, the Board wishes to adopt this Resolution 2025-28 pertaining to the above outlined areas and at the same time rescind Resolution 2022-41 and Resolution 2024-82 and keep in place Resolution 2024-112;

NOW, THEREFORE, BE IT RESOLVED, the Board of County Commissioners declares it to be in the best interest of the citizens' health, safety and welfare to adopt this Resolution 2025-28 and attached regulations that are incorporated into this Resolution 2025-28, and hereby RESCINDS Resolution 2022-41 and Resolution 2024-82, RETAINS Resolution 2024-122.

BE IT FURTHER RESOLVED, that this Resolution 2025-28 shall take effect March 11, 2025.

Adopted this 11th day of March, 2025, at Craig, Colorado.

MOFFAT COUNTY BOARD OF COUNTY
COMMISSIONERS

Melody Villard, Chair

ATTEST:

Erin Miller, Deputy Clerk



MOFFAT COUNTY AMBULANCE AND EMERGENCY MEDICAL SERVICES REGULATIONS

Adopted by Moffat County Resolution 2025-_____ on March 11, 2025

Repeals: Moffat County Resolution 2022-41, 2024-82 and all prior resolutions concerning ambulance services or emergency medical services.

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ARTICLE I: DEFINITIONS

1. "AMBULANCE" means any privately or publicly owned motor vehicle that is regularly provided or offered to be provided for the ground transportation of persons suffering from illness, injury, or disability.
2. "AMBULANCE PERMIT" means a certificate issued by the Division for an Advanced Life Support Ground Ambulance unit or Basic Life Support Ground Ambulance in accordance with these regulations.
3. "AMBULANCE PROVIDER" or "AMBULANCE SERVICE PROVIDER" means any individual, partnership, corporation, association, political subdivision, governmental agency, special district, municipality, home rule municipality, public improvement district, general improvement district or any other entity that holds a valid Division issued Ambulance Service License to provide emergency and nonemergency care and transportation to sick, injured or disabled persons.
4. "AMBULANCE SERVICE AREA" and/or "ASA" means a specific geographic area of Moffat County which is served by an ambulance service provider.
5. "AUTHORIZATION TO OPERATE" means a Local Authorizing Authority's approval of a Division licensed Ambulance Provider or Ambulance Service Provider to operate within the jurisdiction of the Local Authorizing Authority (All ASAs within Moffat County).
6. "BOARD" means the Moffat County Board of County Commissioners, Moffat County, Colorado.
7. "COUNCIL" or "EMS COUNCIL" means the Moffat County Emergency Medical Services Council, a committee appointed by the Board to advise the Board on matters related to EMS.
8. "COUNTY" means Moffat County, Colorado.
9. "COUNTY EMS MEDICAL DIRECTOR" ("EMSMD") means a licensed physician employed by or contracted to the County to serve as the Supervising Physician to Moffat County EMS providers.
10. "Coordinator" means the Coordinator of the Moffat County Sheriff's Office of Emergency Management.
11. "CRCC" means Craig Regional Communications Center
12. "DEPARTMENT" means the Moffat County Sheriff's Office of Emergency Management.
13. "DIVISION" means the Colorado Department of Public Health and Environment (CDPHE), prehospital division.

14. "EMERGENCY AMBULANCE SERVICE" means the provision of advanced life support (ALS) or basic life support (BLS), and transportation by ground ambulance if appropriate, in response to medical or traumatic emergencies.
15. "EMERGENCY MEDICAL SERVICES" and/or "EMS" means those prehospital functions and services whose purpose is to prepare for and respond to medical and traumatic emergencies, including rescue and ambulance services, medical standby at public events, prehospital patient care, communications, and evaluation.
16. "EMERGENCY MEDICAL SERVICES (EMS) PROVIDER" means a first response agency or Division-licensed ambulance service.
17. "EMERGENCY MEDICAL TECHNICIAN" (EMT) An individual who holds a current and valid Division issued Emergency Medical Technician certificate or license at either the Basic, Advanced, Intermediate, or Paramedic level.
18. "EMS SYSTEM" means a comprehensive, coordinated arrangement of resources and functions which are organized to respond in a timely, staged manner to medical emergencies regardless of their cause.
19. "FIRST RESPONDER" means a person who provides emergency medical care to a sick, disabled, or injured individual prior to the arrival of an ambulance and is authorized by the EMSMD to provide emergency medical care.
20. "FIRST RESPONSE AGENCY" means a person, firm, corporation, association, or local government that employs paid or volunteer first responders to provide emergency medical care, not including transport.
21. "GROUND AMBULANCE" means any publicly- or privately-owned ground vehicle used for, or intended to be used for, the transportation of sick or injured persons who are expected to require skilled treatment or care while in the vehicle.
22. "GROUND AMBULANCE-ADVANCED LIFE SUPPORT" means a type of permit issued by the Division to a vehicle operated by a Ground Ambulance Service authorizing the vehicle to be used to provide ambulance service to the scope of practice of the Emergency Medical Technician-Intermediate or Emergency Medical Technician-Paramedic as defined by the Division.
23. "GROUND AMBULANCE-BASIC LIFE SUPPORT" means a type of permit issued by the Division to a vehicle operated by a Ground Ambulance Service authorizing the vehicle to be used to provide ambulance service to the scope of practice of the Emergency Medical Technician-Basic and Advanced EMT as defined by the Division.
24. "LICENSE" means the authorization issued by the Division to operate an ambulance service.

25. "LICENSEE" means the person or entity that has been issued a License by the Division to provide ambulance service.
26. "LOCAL AUTHORIZING AUTHORITY" means the Moffat County Board of County Commissioners.

RECORD OF CHANGES

All changes are to be annotated on the master copy of the Emergency Medical Services Regulations, which is maintained by the Director of Emergency Management. Should the change be significant in nature, an electronic update shall be made and provided to the applicable Stakeholders, if not deemed significant, changes will be reviewed and incorporated into the plan during scheduled annual updates.

This Plan will be updated annually through the Office of Emergency Management and the EMS Council, and as needed after any incident, to ensure that it remains an effective and accurate tool for officials, responders and citizens of Moffat County.

DATE REVISED	CHANGE OR UPDATE	PAGE REVISED	REVISED BY

ARTICLE II: REGULATIONS

1. License Required. No person, firm, corporation, association, or local government shall provide or operate an Ambulance Service, publicly or privately, in the County using any ambulance based in or outside Moffat County, unless that person, partnership, agency, or corporation holds a valid license to do so issued by the Division.
2. Ambulance Permit Required. No ambulance shall transport patients when transport originates in Moffat County unless the Ambulance Provider has been issued a license by the Division and possesses a current Division issued Ambulance Permit.
3. Authorization to Operate Required. No person, firm, corporation, association, or local government shall provide or operate all Ambulance Service, publicly or privately, in the County using any ambulance based in or outside Moffat County, unless that person,

partnership, agency, or corporation holds a valid license to do so issued by the Division and has obtained Authorization to Operate by the Local Authorizing Authority.

4. Exceptions to Licensing and Permit Requirements. See section 3.3 "Exemptions from Licensure, Permit, and Authorization Requirements" in 6 CCR 1015-3.
5. Ambulance Crew Members. No patient shall be transported in an ambulance authorized by the Board unless there are two or more authorized persons in the ambulance, except under extraordinary conditions when only one authorized person is available. Extraordinary conditions are defined as those times when personnel on the scene determine that the patient requires immediate transport and only one authorized person is available on the scene. The EMSMD will be notified within 24 hours of each event during which a patient is transported in an ambulance with less than two authorized persons aboard. Authorized person(s) must be credentialed in accordance with EMSMD requirements.
6. Standby Personnel. Standby Permittees shall be authorized to provide medical services as determined or directed by the EMSMD.
7. Ambulance Equipment Assessment. The Coordinator and EMSMD shall establish an annual process to evaluate the condition and availability of medical equipment, medications, and any other required equipment for use by credentialed Emergency Medical Technicians providing care under the direction of the EMSMD.

ARTICLE III: AMBULANCE SERVICE AREAS DEFINED

1. Ambulance Service Areas Established. Establishing ASAs is based on the following criteria:
 - a. The overall advantage to the EMS system in terms of ensuring quality care.
 - b. The economic impact and economic viability of the countywide EMS system.
 - c. The ability to coordinate services between ASAs.
 - d. The probable effect of changing ASA boundaries on municipal and governmental responders.
 - e. The ability to gain economies of both scale and scope for agencies providing services in the county.
 - f. The incremental cost and complexity of providing medical and regulatory oversight.
2. ASA Described. ASAs for optimal service in incorporated and unincorporated areas of the County are as follows:
 - a. Memorial Regional Health ASA. The area included within the boundaries of the Memorial Regional Health Ambulance Service Area defined by the map more particularly described in Appendix A.

- b. Maybell Volunteer Ambulance ASA. The area included within the boundaries of the Maybell Volunteer Ambulance Service Area defined by the map more particularly described in Appendix A.
 - c. Moffat County EMS Reserves ASA. The area included within the boundaries of Moffat County with no set boundaries.
- 3. Ambulance Service Area Boundary Changes. At any time, the Board may change the boundaries of these ASAs, or create other ASAs, or incorporate or remove non-emergency services in one or more ASAs in order to provide for the effective and efficient provision of Emergency Medical Services.
 - a. Prior to making changes to ASA boundaries, the Board shall receive advice and comment from the agency/agencies affected or claimed to be affected by the change, the EMS Council, the Department, and the EMSMD.
 - b. If local city or special district boundaries change through annexation or exclusion, the Board may authorize a change to the ASA boundary.
 - c. The Board shall consider impacts on other service providers and on the public prior to making boundary changes.
 - d. A provider serving an ASA may request a boundary change from the Board if serving the ASA within the existing boundary creates an economic or operational hardship on the provider.
- 4. Other Areas. Areas outside of Moffat County may be served as part of the Moffat County Ambulance System:
 - a. The Board may enter into joint services agreements with neighboring Counties or States to regulate areas that may be better served by Moffat County providers.
 - b. If the Board enters into an agreement with a neighboring county or state it may establish regulation for Moffat County Ambulance Licensees serving the neighboring County.
 - c. Licensees may request to serve areas outside the county, with which the county has established joint services agreements.

ARTICLE IV: EMS SYSTEM ELEMENTS

- 1. 9-1-1 Dispatched Calls.
 - a. Dispatch Services Included in Reporting Process. 9-1-1 calls for emergency medical assistance are received at one Primary Public Safety Answering Point (PSAP), the Craig Regional Communications Center (CRCC).
 - b. Compliance with Dispatch Protocols Required. CRCC participates in 9-1-1 emergency and non-emergency dispatch of EMS resources within the County: All EMS providers, including BLS Ground ambulance licensees, shall use and comply with methods for emergency medical dispatch or Priority Dispatch that have been approved by the County EMSMD and Office of Emergency Management and

implemented by CRCC. All ambulance services that receive seven-digit calls classified as emergency calls by the EMSMD priority dispatch protocols will be immediately forwarded, transferred, or otherwise communicated, in accordance with protocols established by the EMSMD to CRCC.

2. Pre-arranged, Non-emergency Transfers and Inter-facility Transfers.

- a. Regulation of Non-Emergency Ambulance Service Established. Through this EMS resolution, the Board establishes that all ambulance transportation is subject to regulation to ensure that appropriate clinical and operational performance is provided to the community. Regulation of ALS and BLS Ground Ambulance services, whether used for emergency or non-emergency services will occur on the effective date of this Resolution.
- b. Non-dedicated ambulance allowed. County-authorized Ambulance Providers may specifically provide non-emergency and inter-facility ambulance transport and may use ambulances and personnel deployed to meet the Licensee's emergency responsibilities in non-emergency service.

3. Standby Services at High-Risk Events or at Mass Gatherings.

- a. Standby Services Regulated. Through these regulations, the Board regulates Medical Standby Providers at high-risk events and at mass gatherings within the County. The Regulations are to ensure the safety and availability of emergency medical services at mass gatherings and other events. Regulation of Medical Standby Permits will occur on the effective date of these regulations.
- b. Ambulance Licensees and EMS Providers Authorized to Provide Standby Services. County-authorized Ambulance Services and EMS Providers may specifically provide standby services. EMS and Ambulance Providers must comply with these regulations.
- c. Rules to be Established. The Coordinator and EMSMD shall adopt requirements for issuing Medical Standby Permits.
- d. Standby Permits Required. Generally, a Medical Standby Permit is required if an entity provides on-site, out-of-hospital medical care at events or mass gatherings, either for hire or on a volunteer basis. The Board may require that an event organizer obtain services from Medical Standby Permittee if the Coordinator or EMSMD determines that conditions exist that could lead to or magnify injuries or illnesses at the event, and the attendance at the event is sufficient to require separate medical considerations.

4. Dispatch, Notification and Response Times.

- a. Primary Public Safety Answering Point (PSAP). Ambulance Licensees in Moffat County that have been granted Authorization to Operate shall use CRCC for dispatching emergency calls in the County.
- b. PSAP Reporting. The EMSMD shall, in concert with CRCC, establish protocols for prioritizing emergency events, establish response guidelines to those events, create or approve pre-arrival instructions to callers, and reviewing the center's adherence to dispatch guidelines. Ambulance Licensees may use their own dispatch center to receive requests for non-emergency ambulance service; however, any center receiving seven-digit calls for ambulance service, will;
 - i. employ identical emergency medical dispatch protocols as those used in CRCC,
 - ii. record all incoming telephone calls,
 - iii. maintain copies of those recordings for a minimum of ninety (90) days, and
 - iv. provide a copy of any voice recording to the EMSMD upon request.
- c. Review of response times. Each Ambulance Licensees in Moffat County that has been granted Authorization to Operate will review response times and will coordinate efforts with the Department and the EMSMD to ensure response times are kept as minimal as possible.

5. Response Times.

- a. Framework for Reviewing En Route Times Established. There are many barriers to timely EMS response. Moffat County is primarily rural and frontier by nature. Therefore, the time between the initial call and the time help is in route is critical. Distance to scene, weather conditions, and other inclimate conditions cannot be controlled. By creating maximum enroute times, establishing a procedure that monitors enroute time performance, and developing a system of reporting methods, the County has established the framework from which EMS providers can operate to provide appropriate enroute time performance in the community.
- b. Providers Encouraged to Improve En route Performance. EMS Providers shall use their best expert and professional judgment in determining various methods of achieving and maintaining the level of service performance required. Methods may include, but are not limited to, compensation programs, shift schedules, personnel policies, supervisory structure, vehicle deployment techniques and other internal matters which, taken together, comprise strategies for responding in the most effective and efficient manner possible.
- c. Maximum emergency enroute times established. The maximum enroute time will be fifteen (15) minutes.
- d. Monthly enroute time compliance required. Ambulance Licensees shall meet the aggregate response time requirements listed above for emergency calls in each ASA.

- i. Plan established to reduce en route times. For every emergency call where the licensee fails to be enroute within the maximum time, the Licensee will review the reasons for that extended enroute interval and shall establish methods to reduce enroute through changes in deployment, adding resources, mutual aid, a quality assurance program or other methods.
- e. Time monitoring. The Council will review reports bi-monthly. If the Council finds that more than ten (10) percent of emergency calls in any type ASA do not meet maximum enroute requirements during any calendar month, the Council will recommend that the County take steps to ensure that improvements are made in the EMS system including; enhancing response intervals through county assistance programs, grant solicitations, recommending deployment changes, mutual aid, or suggesting other methods.
- f. En route time modification. The Council may recommend to the County to modify the enroute time requirements detailed above, to ensure efficient and appropriate enroute times to emergency and non-emergency calls. The Council and the County EMS Medical Director (EMSMD) will recommend modified requirements, after considering issues including, but not limited to, the following:
 - i. The level of acuity of each call, using modern emergency medical dispatch and priority dispatch capabilities,
 - ii. Clinical evidence that another standard is more effective,
 - iii. More efficient use of system resources,
 - iv. Alternative delivery systems including approved advanced life support first response,
 - v. The projected economic impact of any proposed change,
 - vi. Requests from local cities or special districts.
- g. Method of response interval calculation. Emergency enroute time will be calculated from the time that a call is received by the EMS Licensee until the time that the Licensee's first appropriately staffed vehicle leaves its base facility or condition from out of service to being in service and en route.
- h. Enroute interval exemptions allowed. Unusual circumstances beyond an EMS Provider's reasonable control can cause response intervals to exceed County's standards. The following enroute times may be exempted from response time performance.
 - i. Severe weather. The Moffat County BOCC may exempt enroute time requirements during periods of inclement weather during which meeting response times will place public safety at risk.
 - ii. Factors outside the Licensee's reasonable control. Other factors not now known may limit a Licensee's ability to meet enroute time requirements

within the maximum established parameters herein. The Licensee may request an exemption and the BOCC may, at its sole discretion, grant that exemption; however, equipment failure, traffic accidents, labor disputes, or lack of a nearby response unit shall not be grounds for release from general enroute time standards.

6. Response Time Reporting.

- a. Reporting required. At each Council meeting, Ambulance Licensees shall document in writing, in a manner established by the Council, each dispatched call to which the Licensee did not respond within the maximum allowable response time.
 - i. If, during the previous two (2) months, more than ten percent (10%) of the emergency calls in any ASA are not responded to within the required maximum enroute time, the Ambulance Licensee shall document its efforts to eliminate repetitions of the causes of the failed en route time performance and present it to the Council.
 - ii. When an Ambulance Licensee uses mutual aid from outside the County to respond to a call, the Licensee shall report that event and the response time of the event, however, the enroute time shall not be counted as a late response.
- b. Exemptions requested. An Ambulance Licensee may request that certain calls be exempted from enroute time interval performance calculations and any penalties for substandard performance. If the Council concurs, the Council will allow such exemptions in calculating overall enroute time performance.
- c. Failure to Meet Enroute Time/Performance Criteria.
 - i. The Council shall report to the Moffat County BOCC a Licensee's continual failure to meet enroute time performance.
 - a) Continual failure to meet enroute time performance criteria means that a Licensee fails to meet four (4) consecutive months of en route time; or
 - b) Failure to take adequate steps to improve performance.
 - ii. The Moffat County BOCC may direct the Licensee to make performance improvements in order to maintain eligibility for a future ground ambulance license.
- d. Failure to report enroute times for calls will be considered ones that do not meet the standards.

- e. Implementation Date. Licensees shall begin reporting on response performance no later than the date this Resolution is approved and adopted by the Moffat County BOCC.

6. Levels of Care.

- a. All Ambulance Licensees in Moffat County that have been granted Authorization to Operate shall provide services according to the regulations and the requirements of the ground ambulance license and permits issued by the Division and the following:
- b. ALS (Advanced Life Support) level care will be provided by Division certified or licensed providers approved by the EMSMD at the EMT-I and Paramedic level.
- c. BLS (Basic Life Support) level care will be provided by Division certified or licensed providers approved by the EMSMD at the EMT, EMT with IV. authorization, or AEMT level.
- d. All Licensees shall:
 - i. Ensure that ALS and BLS equipment conform with the standards, requirements, and maintenance provisions of the Division. The Department shall develop rules which, at a minimum, conform to the minimum requirements of the Division.
 - ii. Maintain and make available, upon request of the EMSMD, patient care records for quality assurance purposes, in a form approved by the EMSMD.
 - iii. Prohibit the performance of EMT activities by any EMT that is suspended, revoked, or has had his or her EMT certificate or license revoked or denied by the Division; and
 - iv. Prohibit the performance of EMT activities by any EMT whose scope of practice is limited, suspended, or revoked by the EMSMD.

7. Personnel.

- a. All Emergency Medical Technicians responding to emergency or non-emergency calls in Moffat County, or participating at standby events, must be certified by the Division.
- b. Emergency Medical Technicians used to staff ambulances or participate at standby events in Moffat County must be properly credentialed and authorized to provide Basic or Advanced Life Support by the EMSMD.

- c. The County EMS Medical Director is authorized to review the staffing requirements of EMS providers in the County and make recommendations to the Director concerning staffing of ambulance services and coordination for other EMS services.

8. Medical Oversight.

- a. The Board shall appoint a County EMS Medical Director (EMSMD) to serve as the medical advisor to the County on EMS matters. The EMSMD will also serve as the supervising physician for Ground Ambulance Licensees, Medical Standby Providers, and emergency medical dispatch programs.
- b. Clinical performance of all EMS Providers must be consistent with EMSMD approved medical standards and protocols.
- c. The County EMSMD shall advise the Board and the Coordinator about matters of clinical significance and complaints received.
- d. Prior to the Board appointing a County EMSMD, the EMS council may recommend to the Board the desired knowledge, skills, and abilities of an EMSMD.
- e. The County EMSMD may suspend or limit the scope of practice of any EMT or may refuse to authorize the practice of any EMT.
- f. The County EMSMD may suspend or limit Authorization to Operate to any Licensee if the EMSMD believes that the Licensee's services may constitute a risk to the public.

9. Training.

- a. Licensees shall ensure that EMTs meet Division certification standards and are certified or licensed.
- b. EMS Licensees shall ensure that the Emergency Medical Technicians employed by the Licensee and utilized in EMS responses, meet the initial, recurrent, and competency-based training standards established by the County EMSMD.
- c. As part of her/his continuing role to assist the County and EMS Providers in improving services, the EMSMD may, as part of his/her regular duties, review and evaluate the continuing training needs of EMS providers and EMTs, and establish requirements concerning EMS services training.

10. Quality Improvement.

- a. The EMSMD shall establish standards for each Licensee's Quality Improvement Programs and for a Countywide Quality Improvement Program.

- b. The EMSMD shall ensure that each Licensee participates in the Quality Improvement Programs individually and countywide.
- c. Each Licensee shall designate a person to manage the Licensee's Quality Improvement program. That person shall be the Licensee's primary contact in matters related to clinical quality.
- d. The County shall provide coordination and resources to assist Licensees in making improvements in their Quality Improvement programs.
- e. The County Quality Improvement Program shall be integrated to include Emergency Medical and Priority Dispatch, first response agencies, Ground Ambulance Licensees, Medical Standby Providers, and other related agencies and programs.
- f. EMS Providers shall:
 - i. Supervise the services provided by them.
 - ii. Participate actively in the medical audit process, provide special training and support to personnel in specific skills or knowledge areas, and provide additional clinical leadership by maintaining a current and extensive knowledge of developments in EMS equipment and procedures.
 - iii. Attend bi-monthly EMS Council quality improvement meetings.
 - iv. Cause all official EMS policies and protocols to be properly implemented. EMS providers shall ensure that knowledge gained during the medical audit process is routinely translated into improved field performance by way of training, amendments to the operating procedures, bulletins, and any other method necessary to ensure it becomes standard practice.
 - v. Utilize the services of the EMSMD to review the quality of care provided.

11. Medical Monitoring.

- a. EMS Providers shall participate in a medical reporting system to improve patient safety by reducing the risk of serious adverse events occurring in the County's Emergency Medical Services System and by encouraging a culture of patient safety in Moffat County. The EMS Providers shall:
 - i. Establish quality improvement techniques to reduce errors contributing to serious adverse events;
 - ii. Disseminate evidence-based prevention practices to improve patient outcomes, and
 - iii. Report incidents based on the list of reportable events established by the EMSMD.
- b. Nothing in this section shall reduce or eliminate the EMS Provider's responsibility to protect patient privacy as established by federal and state law.

7. Standard of Care

a. Policy.

- i. The Standard of Care is defined as "The minimum acceptable care, based on state laws and the protocols set forth by the EMS Medical Director".
- ii. The Standard of Care will be used to determine which Acts are to be allowed for each level of certification. It will also allow the individual to understand what is expected of him or her.
- iii. These Protocols are to be used as guidelines not "the law". Each emergency is different and requires a provider to make judgments and decisions that may not fit directly into one specific protocol. Knowing this, the protocols should be used as guidelines and a tool to help the EMS personnel provide medical care to their patients.

b. Provision of Care.

- i. EMS personnel are expected to perform to the level of their training at all times. Care will not be modified or altered based on the patient's race, religion, beliefs, or medical prognosis or condition unless the patient is refusing care due to personal or religious beliefs and the patient is determined to be mentally competent.
- ii. Responsibility for patient care is delegated to the individual with the highest level of medical training.
- iii. The patient should receive the most appropriate level of care available in all situations. Denying a patient Advanced life Support in favor of Basic life Support care in an Advanced life Support situation constitutes an act of willful negligence and is not in the best interests of the patient's welfare. Knowingly withholding or denying advanced levels of care is a serious act. Failure to abide by this policy will result in immediate corrective action.
- iv. The patient should be evaluated by the personnel on scene who has the highest level of training. The ultimate responsibility of patient care falls upon the highest-level medical provider on scene
- v. Under no circumstances, (except when ALS care is not available), is a patient who falls under the ALS category to be solely attended by or transported by BLS personnel. This is detrimental to the patient's wellbeing and places the EMS personnel and the medical director in legal jeopardy.
- vi. This policy has not been designed to stifle, limit or curtail the experiences of BLS personnel. Our primary goal is to ensure that optimal patient care is

being rendered. With this in mind, we encourage BLS personnel to be as involved with the delivery of ALS care or act as primary attended when deemed appropriate. This enhances their learning experience and improves their EMS skill.

- vii. In some cases, it is feasible for a BLS unit to transport a patient to a medical facility. This can be very perilous if the patient should deteriorate enroute and ALS care is not available.

8. Alleged Negligence

- a. In any action against a Licensee in which it is alleged that injury, illness or incapacity was aggravated by or was otherwise caused by the negligence of the Licensee, no negligence shall be presumed because of such allegations.
 - b. If a judgment is entered against a Licensee, it shall, within thirty (30) days, file a copy of such findings and Order of the Court with the Board. The Board shall take appropriate action if there appears to be any violation of this Resolution, or of any Colorado law or ordinance or regulation of any municipality in the County.
 - c. The Licensee shall notify the Coordinator in writing of any pending claims against the Licensee in reference to the above Sections a and b.
9. Remedies. This Resolution creates no private remedy for the breach of any provision of this Resolution. The penalties set forth herein are the sole and exclusive penalties set forth for the breach of any provision of this Resolution.
10. Severability. If any of the provisions of this Resolution are determined to be invalid, such determination shall not affect the remaining provisions of this Resolution.
11. No Liability. The activities taken by the County pursuant to this Resolution, and promulgation of regulations authorized hereby are intended to provide services to protect the public health and safety; however, undertaking such duties and activities shall not be deemed to be an assumption of duty of care by performance of a service or act of assistance for the benefit of any person. The enforcement of or failure to enforce any law, policy or regulation, and the mere fact of inspection in the course of enforcing this Resolution and regulations shall not give rise to a duty of care. By enactment of this Resolution and regulations thereunder, Moffat County or any of the benefited or burdened governments do not waive sovereign immunity.
12. Appeals. Any determination made by the Coordinator charged with administering any part of this Resolution may be appealed to the Board within thirty (30) days from the date of the decision to be appealed.
13. Falsifying Information. Furnishing false information on any matter relating to the administration of this Resolution shall be a violation of this Resolution and may result in suspension or revocation of Authorization to Operate.

14. Problem Resolution.

- a. The County EMSMD shall produce and implement procedures for addressing and resolving quality assurance problems.
- b. Sanctions: The County EMSMD may at any time at his or her sole discretion institute sanctions for noncompliant personnel and make reports of noncompliant providers. The Board may establish sanctions to be applied in the event of a major breach by an Ambulance Licensee.

ARTICLE V: AMBULANCE RATES

1. Reporting of Licensee Ambulance Rates. Upon initial application for Authorization to Operate and annual Authorization to Operate renewal, the Licensee will report the base ambulance rates for all categories (ALS, BLS, Critical Care, etc.) to the Coordinator.

ARTICLE VI: COORDINATION

1. Oversight. The Board hereby establishes that the Department will oversee EMS, ambulance service Authorization to Operate, EMS regulation, and rules promulgated under this Resolution.
 - a. EMS Oversight Established. The Coordinator or his/her designee shall be responsible for administering this Resolution. The Coordinator shall develop rules consistent with this plan to enforce and oversee services regulated hereunder, for approval by the Board.
 - i. Prior to adopting rules pursuant to this section, the Coordinator shall accept comments on the proposed rules for no less than ten (10) days.
 - ii. Within ten (10) days after rules are adopted, a person may object to the rules by petitioning the Board to review the adopted rules. The Board shall hold a public hearing and issue a decision within thirty (30) days.
 - b. EMS Resolution and Policy Changes. The Board shall revise this Resolution from time to time as required to further the public interest. The EMS Council shall provide input and advice to the Board for the purposes of amending this Resolution.
2. Process for Input and Complaint Review Established.
 - a. Service, price and other complaints shall be reported to the Director or his/her designee for investigation.
 - b. Complaints arising out of patient care and those that may have clinical component(s) shall be referred to the EMSMD for investigation. The EMSMD may

require immediate investigations and interventions for urgent issues and complaints of an egregious clinical nature.

3. EMS Council Established. The Board Moffat County BOCC shall appoint an Emergency Medical Services Council ("Council") to advise the BOCC on matters related to EMS. The EMSMD and the Moffat County Emergency Manager shall serve as advisors to the Council and to the BOCC. The Council shall serve at the pleasure of the BOCC and shall be composed of members as follows:

- a. Voting Member representation – one (1) each for the following agencies:

- i. Maybell EMS;
- ii. Memorial Regional Health EMS;
- iii. Craig Rural Fire District;
- iv. Moffat County Search and Rescue;
- v. Tri-State Generation & Distribution EMS;
- vi. Tactical Emergency Medical Services (T.E.M.S.);
- vii. Moffat County EMS Reserves;

- b. Non-Voting and Ex-Officio member representation – one (1) each for the following agencies/entities with the exception of up to two (2) Citizens at Large, appointed by the Moffat County BOCC:

- i. Artesia Fire District;
- ii. Craig Police Department
- iii. Craig Regional Communication Center (CRCC);
- iv. Moffat County Sheriff's Office;
- v. Bears Ears CISM (Critical Incident Stress Management);
- vi. Memorial Regional Health Emergency Department;
- vii. Colorado State Patrol;
- viii. Maybell Fire;
- ix. Any private ambulance licensed in Moffat County, if any
- x. Citizens at Large from Moffat County.

The following DEFINITIONS will be utilized to determine capacity/make-up of the EMS Council:

- a. Voting Members: The voting membership of the EMS Council shall consist of representation from organizations or agencies which provide Emergency Medical Services to the general public of Moffat County. Only one (1) voting member may represent each organization or agency.
- b. Alternates: Each member agency may submit a list of alternates. In the absence of the appointed voting member, an appointed alternate may represent the agency or organization and vote.

- c. Ex Officio Members: any individual, organization or agency that provides Emergency Services may request representation as an ex officio, non-voting member. Ex Officio members may represent departments of an organization or agency that already has a voting membership or EMS Agencies that provide services outside the general public.
- d. Citizen at Large: any Moffat County resident wishing to serve on this council in a non-voting capacity and when possible, having no affiliation with any other agencies listed in this section.
- e. The Board hereby adopts Resolution 2024-126 Code of Conduct, Conflict of Interest and Ex-Parte Contact Policies for boards, councils or commissions appointed by the Board or advising and/or reporting to the Board.
- f. The Council shall have each member read, complete and sign the Policy to the Board and Moffat County Attorney's Office along with a roster of their membership and shall submit signed Policy forms for each new member appointed every term thereafter.

Coordination with RETAC and Selection of RETAC (Regional Emergency Medical and Trauma Advisory Council). The EMS Council shall make recommendations to the Moffat County BOCC as to representatives from the EMS Council membership to represent Moffat County at the Northwest RETAC Advisory Council meetings. The BOCC shall select three representatives to the RETAC Advisory Council, with two (2) alternates. The RETAC Advisory Council shall, at a minimum, prioritize potential grant requests, assist with planning and reporting requirements, and participate in other coordinating activities to most appropriately meet the needs of the County.

The Council shall advise the Moffat County BOCC in all matters relating to the EMS Council, to matters relating to pre-hospital emergency medical services, and will provide consultation or make recommendations as may be requested by the BOCC. To keep the BOCC informed, the Council will present a summary of its meetings to the BOCC at the BOCC meeting following each bi-monthly EMS Council meeting. The Council will elect officers annually and review and update bylaws as necessary.

4. Mutual Aid and Assistance.

- a. No single local Provider/Licensee will have all the personnel, equipment, training and materials required to cope with all incidents. Necessary additional assistance may be rendered through mutual aid agreements, which provide for obtaining additional resources from non- impacted inter/intra-jurisdictional governmental agencies and other organizations. Mutual aid agreements are an essential component of response activities. These agreements can significantly increase the availability of critical resources and improve response efforts. Mutual Aid Agreements are encouraged with neighboring providers, counties and states.

- b. EMS Providers and Ambulance Licensees shall use their best efforts to respond to all requests for mutual aid from neighboring jurisdictions.
- c. If an Ambulance Licensee believes that mutual aid services to a neighboring jurisdiction are excessive, the Licensee providing that assistance shall so inform the Coordinator. The Coordinator may seek changes such as adjustments of the ASA boundaries, or may develop other alternatives to ensure adequate EMS services throughout the County.
- d. Mutual aid responses shall be reviewed by the Coordinator at least annually or sooner if problems or deficiencies occur. If the Coordinator determines that an Ambulance Licensee is relying on mutual aid to mask coverage deficiencies, the Ambulance Licensee may be required to take steps to cure deficiencies.
- e. Ambulance Licensee shall not be held responsible for response time performance on any emergency call originating outside its primary ASA.

5. Disaster Response.

- a. Mass-Casualty Incident Plan. The Coordinator, with input from the EMSMD shall establish a Mass Casualty Incident Plan to be used in any mass casualty incident. Provisions for mass casualty response shall be included in ambulance service mutual aid agreements.
- b. All Ambulance Licensees shall cooperate in rendering emergency assistance to its citizens and to other communities during disasters and other extraordinary events.
- c. Ambulance Licensees shall participate in Department-authorized disaster planning and training exercises.

6. Emergency Communication and System Access.

- a. Telephone. 9-1-1 shall be the recognized telephone method for accessing the Emergency Medical System. No Ambulance Licensee shall advertise for ambulance transportation unless the words, "In an Emergency, Dial 9-1-1", are included in the Licensee's advertisement.
 - i. "In an Emergency, Dial 9-1-1" shall be in bold letters, a larger font, colored red or otherwise made to stand out more than the advertised non-emergency number.
 - ii. This paragraph shall apply to all forms of advertising, print and electronic, including telephone stickers, notepads, and novelty items distributed by a Licensee.
- b. Dispatch Procedures. EMS and Ambulance Licensees shall comply with the emergency medical dispatch protocols established by the EMSMD and CRCC. A

fire or police officer or other public official may upgrade or downgrade the response if deemed necessary to protect the public health or welfare or to protect the safety of responders.

- c. Radio System. Ambulance Licensees shall report their unit's status by radio or by other means as appropriate according to 6 CCR 1015-3. CRCC will keep the official record and timestamps of all status changes for emergency events. Licensees may use proprietary dispatch centers to keep status of nonemergency events.
 - i. The geography of the County creates challenges to emergency radio communications. In the absence of radio or telephone, responding personnel shall make every attempt to record the times of their unit's change in status.
 - ii. Ambulance Licensees shall provide radio equipment capable of communicating with CRCC; with one or more emergency facilities; and with law enforcement, ambulance, and first response agencies through "car-to-car" communications.
 - iii. Ambulance Licensees shall meet requirements for communicating with on-line medical control and receiving hospitals established by the County EMSMD.
- d. Emergency Medical Services Dispatcher Training. All Communication Centers handling emergency and non-emergency EMS calls shall operate under Emergency Medical Dispatch (EMD) and Priority Dispatch procedures approved by the County EMSMD and CRCC.

ARTICLE VII: AUTHORIZATION TO OPERATE

- 1. Application for Authorization to Operate. An application for Authorization to Operate shall be submitted through the Coordinator to the Board.
- 2. A Division issued Ambulance Service License and Authorization to Operate shall authorize a Licensee to provide emergency services, nonemergency services, and Medical Standby Services using advanced or basic life support protocols as authorized by the EMSMD.
- 3. The EMSMD shall establish standards and authorize emergency ambulance service personnel to provide ALS or BLS services.
- 4. An applicant for Authorization to Operate shall submit to the Department a complete application form and the required application fee, if any. The Coordinator shall provide an application form that shall, at a minimum, contain the following information and necessary supporting documents.
 - a. The name, address, and owner of the ambulance service, and of each ambulance.
 - b. The name and address of the person applying for Authorization to Operate, hereinafter referred to as "applicant".
 - c. The name and address of the person who will be in charge of the operation of the ambulances.

- d. The training and experience of the person who will be in charge of the ambulance service.
 - e. The trade or other name, if any, under which the applicant does business or proposes to do business.
 - f. The Ambulance Service Area (ASA) which the applicant proposes to serve.
 - g. The location and description of the place(s) from which the Applicant intends to operate the ambulance service.
 - h. An attestation by the Applicant that the Applicant will:
 - i. Comply with quality assurance methods, medical protocols, and other rules established by the County EMSMD;
 - ii. Comply with reporting requirements, dispatch protocols, and performance standards established by the County;
 - iii. Comply with all Division rules and regulations and maintain a valid Division issued license and ambulance permit(s).
 - i. A current roster of personnel, in a form approved by the EMSMD, who may provide service, including documentation of Division EMT certification or licensure and level of certification or licensure.
 - j. A current list of the radio frequencies on which the licensee proposes to operate.
 - k. A statement by the Coordinator or designee that an ambulance equipment assessment has been completed.
 - l. Changes to information submitted in the application shall be submitted to the Coordinator within thirty (30) days of such change(s), unless otherwise provided herein.
5. Additional Ambulance Service Requirements within Each ASA. The Board shall consider authorizing an applicant to operate in an ASA based on the applicant's likely ability to serve that ASA as required by this Resolution and other applicable law. The Board shall consider the following prior to issuing any ambulance service Authorization to Operate.
- a. An applicant wishing to serve an ASA, must first demonstrate that the Applicant will house one or more dedicated ambulances within the boundaries of the ASA. A non-governmental Applicant must demonstrate how it will coordinate with First Responders, law enforcement, and the Department.
 - b. An applicant wishing to serve an ASA, must demonstrate that it will not use the resources dedicated to that ASA for regular services within another ASA.
 - c. In the event that no applicant requests Authorization to Operate in a particular ASA, the Coordinator may:
 - i. Authorize one or more Licensees to provide Emergency Ambulance Services to that area.
 - ii. Request that the Board adjust boundaries on the ASA map so that all areas of the County have at least one designated Licensee.
6. Issuance of Authorization to Operate. Upon receipt of an application for Authorization to Operate, the Coordinator shall review the application(s) and the Applicant's record. The

Coordinator shall advise the Board on issuing the Applicant Authorization to Operate an Ambulance Service. Based upon the recommendations of the Coordinator and any evidence presented in the public hearing, the Board shall approve or deny Authorization to Operate. If the application is approved by the Board, Authorization to Operate shall be issued. Following Authorization to Operate, the Coordinator shall issue a certificate of Authorization to Operate to the Ambulance Service Provider. The Authorization to Operate certificate shall be valid for a period of twelve (12) months following the date of issue, providing that:

- a. The provision of Ambulance Service shall be an express condition of the Authorization to Operate. Unreasonable or unjustified refusal of such calls may be grounds for revocation.
 - b. The Ambulance or Medical Standby Service staff, equipment, and location comply with the requirements of this resolution.
 - c. The Ambulance or Medical Standby Service personnel are certified or possess at least the minimum qualifications set forth in this resolution.
 - d. The Ambulance or Medical Standby Service's record is consistent with the requirements described in this Resolution.
7. Authorization to Operate Renewal. Authorization to Operate, unless revoked by the Board, may be renewed by filing an application for renewal. Application for renewal shall be filed annually, but not less than thirty (30) days before the date the certificate authorizing operation expires. Renewal notices shall be sent by the Coordinator to all Ambulance Providers, sixty (60) days prior to expiration; however, failure to receive such notice shall not release the Ambulance Provider from its responsibility to renew authorization. If any renewal application is not received at least thirty (30) days prior to expiration, and the applicant's authorization expires, the applicant shall cease operation until authorization is re-issued.

The procedure for approval or disapproval of renewal applications shall be the same as for new applications.

ARTICLE VIII: REVOCATION & SUSPENSION PROCEDURES

1. On its own motion or on complaint, the Board may temporarily suspend Authorization to Operate pursuant to this Resolution. Such temporary suspension shall not exceed thirty (30) days. If such temporary suspension is invoked, the Licensee shall receive a written notice of such temporary suspension. A hearing shall be held not later than ten (10) business days after such temporary suspension order is issued. Such hearing may be continued at any time for good cause shown to the Board.
2. The Board, upon its own motion or upon complaint, may commence investigation of any violation of this Resolution. A hearing date shall be set within thirty (30) days of the

commencement of the action. Such hearing date may be continued for good cause shown to the Board.

3. The Licensee shall be issued a notice of the alleged violations or charges for which the temporary suspension has been issued or of which the investigation is being conducted. Service of Notice of Violation or suspension and of hearing dates shall be by certified mail, return receipt requested, or personal delivery to the Licensee at the address contained in such Authorization to Operate application.
4. At the hearing, the Licensee shall be afforded an opportunity to be heard. The hearing shall be open to the public and every vote and official act of the Board shall be public.
 - a. Upon determining that the Licensee, its employees, agents, representatives or contractors failed to comply with any provision of the Division rules, or of this Resolution, the Board may suspend, cancel, or revoke Authorization to Operate, for any portion of or for the remainder of its life. At the end of such period, the Licensee whose Authorization to Operate was suspended, canceled, or revoked may apply for Authorization to Operate as an original application.
 - b. Upon a second violation or failure to comply with any provision of the Division rules, or of this Resolution, the Board may permanently revoke Authorization to Operate.
5. Hearings pursuant to this Article shall follow rules established pursuant to this Resolution.
6. As a condition of Authorization to Operate, the holder thereof shall provide any records necessary to the determination of any issue at any hearing conducted by the Board.
7. The Coordinator shall notify local law enforcement authorities, fire departments, hospitals, and the EMSMD of revocation or suspension.

ARTICLE IX: IMPLEMENTATION

1. Implementation Date. This Resolution is effective the date it is approved and adopted by the Moffat County Board of County Commissioners.
2. Reporting. Performance reporting will be effective the date of this Resolution becomes effective.

APPENDIX A: AMBULANCE SERVICE AREAS
Map Prepared by YampaGeo, LLC on April 8, 2021

