

ADOPTION OF THE EL PASO COUNTY PARKS MASTER PLAN

Bailey moved that the following Resolution be adopted:

BEFORE THE PLANNING COMMISSION

OF THE COUNTY OF EL PASO

STATE OF COLORADO

RESOLUTION NO. MP-22-001

WHEREAS, the El Paso County Community Services Department (“CSD”) requests approval of and amendment to Your El Paso Master Plan by adoption of an Update to the El Paso County Parks Master Plan, within the designated area of the unincorporated area of El Paso County, Colorado; and

WHEREAS, § 30-28-108, C.R.S., provides that a county planning commission may adopt, amend, extend, or add to the County Master Plan; and

WHEREAS, the Community Services Department (CSD) engaged in a lengthy and extensive process to develop this Master Plan in conjunction with its consultant, BerryDunn, with input from the Board of County Commissioners (BoCC), El Paso County Park Advisory Board, and the public via surveys, comments, announcements, advertisements, public meetings, public comments, and agency reviews; and

WHEREAS, this Master Plan would supersede, replace, and delete the outdated El Paso County Parks Master Plan (2013); and

WHEREAS, pursuant to § 30-28-106(5), C.R.S., this Master Plan contains a recreational and tourism uses element pursuant to which the County indicates how it intends to provide for the recreational and tourism needs of residents of the county and visitors to the county; and

WHEREAS, additional local plans and elements were consulted and identified in conjunction with developing this Master Plan; and

WHEREAS, pursuant to § 30-28-106(1), C.R.S., public hearings were held by this Planning Commission on October 20, 2022, and December 1, 2022, and

WHEREAS, based on the evidence, testimony, exhibits, study of the master plan for the unincorporated area of the County, comments of members of the El Paso County Planning Commission, comments of the CSD, comments of public officials and agencies, and comments from all interested parties, this Commission finds as follows:

1. That proper posting, publication, and public notice were provided as required by law for the hearings of the Planning Commission; specifically, legal notice for the hearings was published in the El Paso County & Fountain Valley Advertiser & News on October 5, 2022, and on the CSD’s website.
2. That the hearings before the Planning Commission were extensive and complete, that all pertinent facts, matters, and issues were submitted and reviewed, and that all interested parties were given an opportunity to be heard at those hearings.

3. That all data, surveys, analyses, studies, plans, designs, maps, and descriptive matter as are required by the State of Colorado and El Paso County have been submitted, reviewed, and found to meet all sound planning requirements of El Paso County.
4. That for the above-stated and other reasons, the proposal is in the best interests of the health, safety, morals, convenience, order, prosperity, and welfare of the citizens of El Paso County.

NOW, THEREFORE, BE IT RESOLVED that the El Paso County Planning Commission hereby approves and adopts the El Paso County Parks Master Plan for El Paso County, specifically including the maps and descriptive matter that are contained in PCD File No. MP-22-001, which is incorporated herein by this reference as if fully set forth herein.

BE IT FURTHER RESOLVED that, pursuant to § 30-28-109, C.R.S., the El Paso County Planning Commission hereby certifies to the Board of County Commissioners and to the planning commissions of all municipalities located within El Paso County a copy of the El Paso County Parks Master Plan for El Paso County, specifically including the maps and descriptive matter that are contained in PCD File No. MP-22-001.

BE IT FURTHER RESOLVED that the El Paso County Planning Commission hereby directs the Clerk of the Planning Commission to record the action taken by the Planning Commission and affix their signature to said map and descriptive matter pursuant to § 30-28-108, C.R.S.

BE IT FURTHER RESOLVED that the intent of the Planning Commission in approving and adopting the El Paso County Parks Master Plan is that this shall be used as an advisory document. To the extent the El Paso County Parks Master Plan may be subsequently referenced in the County's subdivision and/or zoning regulations, those references shall neither construe nor render the El Paso County Parks Master Plan to be a binding, regulatory document, nor shall such references overcome the intent that the El Paso County Parks Master Plan is advisory and that the Planning Commission and Board of County Commissioners shall maintain their considerable discretion in deciding how to apply the Master Plan in their land use decisions.

BE IT FURTHER RESOLVED that this Master Plan supersedes, replaces, and deletes the previously adopted El Paso County Parks Master Plan (2013).

BE IT FURTHER RESOLVED that the following conditions and notations shall be placed upon this approval:

CONDITIONS

1. Section 30-28-109, C.R.S., requires the Planning Commission to certify a copy of the Master Plan, or any adopted part or amendment thereof or addition thereto, to the Board of County Commissioners and to the Planning Commission of all municipalities in the County. The Planning Commission's action to amend the Master Plan shall not be considered final until such documents are certified by the Chairman of the County Planning Commission and distributed as required by law.

NOTATIONS

1. Certification of the documents to the municipalities within the County pursuant to Condition No. 1 above and the Colorado Office of Smart Growth is determined to be satisfied upon

transmittal of summary information and maps along with a clear description of the locations where the complete documents are available for inspection, along with an offer to provide a given municipality a complete copy of the documents if requested. The transmittal may be in the form of a digital copy.

2. By approving the El Paso County Parks Master Plan, the Planning Commission authorizes CSD and the County Attorney's Office to make minor editorial and formatting changes in conjunction with the final approval by the Planning Commission and for the publication process. These modifications may include pagination, correction of typographical errors, form and style edits, clarifications, insertion of photographs, insertion of references and/or corrections to factual information, or inclusion of comments and modifications consistent with and associated with the Planning Commission hearings. In no case will substantive changes be made to the text without reconsideration or amendment by the Planning Commission.

Schuettpelz seconded the adoption of the foregoing Resolution. The adoption of this plan shall be by resolution as carried by the affirmative votes of a majority of the entire membership of the commission.

The roll having been called, the vote was as follows: circle one

Brian Risley	<u>aye</u> / no / abstain / absent
Thomas Bailey	<u>aye</u> / no / abstain / absent
Tim Trowbridge	<u>aye</u> / no / abstain / absent
Joan Lucia-Treese	aye / no / abstain / <u>absent</u>
Becky Fuller	<u>aye</u> / no / abstain / absent
Sarah Brittain Jack	aye / no / abstain / <u>absent</u>
Jay Carlson	<u>aye</u> / no / abstain / absent
Eric Moraes	aye / no / abstain / <u>absent</u>
Joshua Patterson	aye / no / abstain / <u>absent</u>
Bryce Schuettpelz	<u>aye</u> / no / abstain / absent
Christopher Whitney	<u>aye</u> / no / abstain / absent
Brandy Merriam	<u>aye</u> / no / abstain / absent

The Resolution was adopted by a unanimous vote of 8-0 by the Planning Commission of the County of El Paso, State of Colorado.

DONE THIS 1st day of December 2022, at Colorado Springs, Colorado

EL PASO COUNTY PLANNING COMMISSION

By: Brian Risley

Brian Risley, Chair

