



RESOLUTION #4

STANDARD RESOLUTION FOR DISAPPROVAL – NO HARDSHIP INVOLVED

Curry moved that the following Resolution be adopted:

BEFORE THE BOARD OF ADJUSTMENT

OF THE COUNTY OF EL PASO

STATE OF COLORADO

RESOLUTION NO. BOA – 21-002 708 HACKBERRY DR. DIMENSIONAL VARIANCE

WHEREAS, Thomas and Janet Silvas (the “Applicants”) have requested a variance from the zoning regulations contained in the El Paso County Land Development Code for property located at 708 Hackberry Drive in the RS-6000 (Residential Suburban) zoning district, which property is identified by El Paso County Tax Schedule No. 65123-17-007 and is legally described as follows:

LOT 3 BLK 15 SECURITY, COLO, ADD 11 +REFIL OF A PORTION OF SECURITY, COLO, ADD 5

WHEREAS, the subject property is within the unincorporated area of El Paso County, Colorado; and

WHEREAS, the Applicant has requested two dimensional variances. A front setback of zero (0) feet where twenty-five feet is the minimum required for a detached carport and a site setback of six (6) inches, where five (5) feet is the minimum required for a detached carport ;and

WHEREAS, the Board of Adjustment is vested with the power to grant or deny variances by virtue of Section 5.5.2 of the El Paso County Land Development Code and Sections 30-28-117 and -118, C.R.S.; and

WHEREAS, based on the evidence presented, the Board of Adjustment makes the following findings:

1. Proper notice procedures, including the notification of all adjoining property owners, have been completed by the El Paso County Development Services Department.
2. That for the following reason(s), the request for a variance does not meet the criteria set forth in the El Paso County Land Development Code:
 - a. The burdens of strict compliance with the zoning requirements do not significantly exceed the benefits of such compliance for the subject property.

NOW, THEREFORE, BE IT RESOLVED that the request for a variance from the El Paso County zoning regulations as more fully described above is hereby denied:

Wood seconded the adoption of the foregoing Resolution.

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

Commissioner Carlson	aye
Commissioner Wood	aye
Commissioner Palone	aye
Commissioner Curry	aye
Commissioner Langlais	aye

The Resolution was adopted by a vote of 5 to 0 by the Board of Adjustment of the County of El Paso, State of Colorado.

DATED: August 11, 2021

A handwritten signature in dark ink, appearing to read "Jay Carlson", is written over a horizontal line.

Jay Carlson, Chair