



**MORGAN COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS**

RESOLUTION NO. 2019 BCC 21

**A RESOLUTION AMENDING MORGAN COUNTY ZONING REGULATIONS
CONCERNING THE MORGAN COUNTY LIVESTOCK CONFINEMENT
OPERATION REGULATIONS**

WHEREAS, the Board of County Commissioners (“Board”) to amend the County’s confined animal feeding operation regulations to allow for the cessation of operation in any zone district for up to 60 months without requiring the operation to conform to current regulations;

WHEREAS, the Board also desires to clarify that the distance limitation buffer applicable to confined animal feeding operations is measured from the nearest exterior property line of the property upon which the operation is located;

WHEREAS, the Board further desires to limit the distance restrictions between confined animal feeding operations and residences which are located on the same legal parcel;

WHEREAS, on August 12, 2019, the Planning Commission held a duly noticed public hearing on the proposed amendments and recommended approval;

WHEREAS, on September 10, 2019, the Board of County Commissioners held a duly noticed public hearing on the proposed amendments;

WHEREAS, the Board of County Commissioners has complied with all relevant provisions for amending the Morgan County Subdivision and Zoning Regulations; and

WHEREAS, after considering public testimony received and the recommendation of the Planning Commission, the Board of County Commissioners finds the amendments to be in the best interest of the citizens of Morgan County.

NOW THEREFORE BE IT RESOLVED by the Morgan County Board of County Commissioners as follows:

Section 1. Section 2-180 of the Morgan County Zoning Regulations is hereby amended to read as follows:

If any such non-conforming use of land is a livestock confinement operation, the use may be ceased for a period of up to sixty (60) months without loss of right to re-commence the use without conformity to the current regulations.

Section 2. Section 3-180(A) of the Morgan County Zoning Regulations is hereby amended to read as follows:

under these Regulations without a use by special review, except for residences located or to be located in the same legal parcel as an animal confinement operation. Should such a use by special review be granted in order to meet the needs of a property owner under hardship conditions, then a deed will also be recorded by the property owner at the time of granting the use by special review noting that the property owner acknowledges full knowledge that a permitted animal confinement operation, packing plant, slaughter house, or rendering plant was located closer than thirteen hundred and twenty feet (1,320') from the residence.

Section 7. Notes (c) of Section 3-650, Table 1, Appendix B, pages 1 and 2, of the Morgan County Zoning Regulations is hereby amended to read as follows:

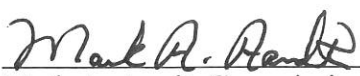
1,320' (1,320 foot) setbacks are required from animal confinement facilities, slaughter houses, rendering plants and packing plants for residences without a SRU, except for residences on the same legal parcel as animal confinement facilities.

APPROVED this 10th day of September 2019.

BOARD OF COUNTY COMMISSIONERS
MORGAN COUNTY, COLORADO

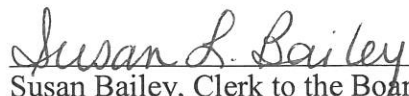

James P. Zwetzig, Chairman


Jon Becker, Commissioner


Mark A. Arndt, Commissioner



ATTEST:
(SEAL)


Susan Bailey, Clerk to the Board