

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

RESOLUTION 2024 BCC 40

**A RESOLUTION APPROVING AN AMENDED PLAT TO CORRECT THE
ACCEPTANCE OF A PUBLIC RIGHT OF WAY DEDICATION ON THE
TOM DEGANHART MEMORIAL MINOR SUBDIVISION LOCATED IN
NE ¼ SECTION 3, TOWNSHIP 4 NORTH, RANGE 59 WEST, 6TH P.M.
MORGAN COUNTY, COLORADO**

WHEREAS, on November 9, 2021, via Resolution No. 2021 BCC 35, recorded at reception number 936649, the Board of County Commissioners approved the Tom Deganhart Memorial Minor Subdivision (“Subdivision”), recorded at reception number 1500539 in the records of the Morgan County Clerk and Recorder;

WHEREAS, the owner of the property subject to the Subdivision dedicated a certain portion of Main Street as part of the subdivision approval;

WHEREAS, the Subdivision plat did not contain the requisite language for Morgan County to approve the dedication of the portion of Main Street;

WHEREAS, Morgan County intended to accept the dedication;

WHEREAS, pursuant to the Morgan County Subdivision Regulations, Section 10-200, the Board of County Commissioners desires to correct the lack of acceptance of the dedication and approve an amended plat;

WHEREAS, the Board of County Commissioner held a public hearing in accordance with the Morgan County Subdivision Regulations on September 17, 2024 and during the public hearing, the Board received testimony and evidence; and

WHEREAS, the Board desires to approve the amended plat.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MORGAN COUNTY, COLORADO:

1. FINDINGS OF FACT

The Board, having reviewed the application, all information provided, and testimony heard, finds that:

- a. The changes to the recorded plat are insubstantial, or the plat amendment is necessary to reflect the current circumstances or restrictions. The change implements the original intent of the owners and the County.

- b. The change is in keeping with the purpose and intent of the County’s Zoning and Subdivision Regulations.
- c. The approval will not adversely affect the public health, safety, and welfare.
- d. The change is consistent with the goals and policies of the County’s Comprehensive Plan.

2. APPROVAL

- a. The County hereby accepts the dedication of the portion of Main Street, as shown on the Tom Deganhart Minor Subdivision, as public right of way.

DATED this 17th day of September, 2024.

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

Mark A. Arndt, Chair

Jon J. Becker, Commissioner

Gordon H. Westhoff, Commissioner

ATTEST:

Kevin Strauch, Clerk to the Board