

TOWN OF HOT SULPHUR SPRINGS, COLORADO
RESOLUTION NO. 2009-2-2

A RESOLUTION ADOPTING A PUBLIC POSITION FOR THE TOWN OF HOT SULPHUR SPRINGS REGARDING GRAND COUNTY'S DECISION TO LOCATE A SOLID WASTE TRANSFER STATION AS A USE BY RIGHT ON PROPERTY ZONED BUSINESS THAT IS CLOSE TO THE TOWN BOUNDRY

WHEREAS, Grand County (the "County") has decided to place a solid waste transfer station on property in just outside of the Town line on property zoned Business within the County as a use by right;

WHEREAS, the Town believes that a solid waste transfer station should only be permitted in the County Business Zone as a special use subject to a special use permit (hereinafter the "Town's Position");

WHEREAS, the Town will retain the law firm of Michel & McQuain, LLC to advocate the Town's Position.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF HOT SULPHUR SPRINGS, COLORADO:


Section 1. The Town will sign the fee agreement with the law firm of Michel & McQuain, LLC attached hereto as Exhibit A authorizing the law firm of Michel & McQuain, LLC to represent the Town's Position.

Section 2. This Resolution shall be in full force and effect upon its passage and adoption.

Section 3. Repealer. All resolutions or parts thereof in conflict with this Resolution are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such resolution or revive any resolution.

Section 4. Severability. If any provision of this Resolution is found by a court of competent jurisdiction to be invalid, the remaining provisions of this Resolution will remain valid, it being the intent of the Town that the provisions of this Resolution are severable.

INTRODUCED, PASSED, APPROVED AND ADOPTED THIS 5th DAY OF FEBRUARY, 2008.


Hershah Deputy, Mayor

ATTEST:

Sandy White, Town Clerk

