

**TOWN OF ERIE
RESOLUTION NO. 19-____**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF
ERIE APPROVING A SITE PLAN FOR AN ELECTRICAL SUBSTATION
FACILITY**

WHEREAS, on March 1, 2019, United Power ("Applicant") filed an application for approval of a Site Plan (the "Application") to install an electrical substation on the real property legally described as a portion of the NE quarter of Section 28, Township 1 North, Range 68 West, 6th Principal Meridian, Town of Erie, County of Weld, State of Colorado (the "Property");

WHEREAS, the Application also included a request for approval of a Special Review Use to allow the electrical substation, and a request for approval of a Minor Subdivision, both of which must be considered separately;

WHEREAS, on November 20, 2019, the Planning Commission held a properly-noticed public hearing on the Application and recommended that the Board of Trustees approve the Application with conditions; and

WHEREAS, on December 10, 2019, the Board of Trustees held a properly-noticed public hearing on the Application.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF
THE TOWN OF ERIE, COLORADO, AS FOLLOWS:**

Section 1. Findings of Fact. The Board of Trustees, upon reviewing the recommendation of the Planning Commission, hearing the statements of staff and the public, and giving due consideration to the matter, finds and determines as follows:

- a. The Site Plan is in substantial compliance with Title 10 of the Erie Municipal Code (the "UDC").
- b. Specifically, the Site Plan satisfies the following criteria set forth in Section 10.7.12 of the UDC:
 - i. The Site Plan is consistent with the Town's Comprehensive Plan;
 - ii. The Site Plan is consistent with any previously approved subdivision plat, planned development, or any other precedent plan or land use approval as applicable;
 - iii. The Site Plan complies with all applicable development and design standards in the UDC;
 - iv. Any significant adverse impacts reasonably anticipated to result from the use will be mitigated to the maximum extent practicable; and

v. The improvements in the Site Plan will be compatible with the character of surrounding land uses.

c. The Site Plan will preserve the public health, safety and welfare.

Section 2. Decision. Based on the foregoing findings, the Board of Trustees hereby approves the Site Plan as described in the Application, subject to the following conditions:

a. Approval of the Site Plan is contingent upon approval of the Special Review Use for the electrical substation facility and the Minor Subdivision.

b. The approved Minor Subdivision shall be recorded prior to the Special Review Use taking effect.

c. The applicant shall make technical corrections to the Site Plan and related documents as directed by Town staff.

ADOPTED this 10th day of December 2019.

Jennifer Carroll, Mayor

ATTEST:

Jessica Koenig, Town Clerk