

**RESOLUTION NO. 16-\_\_\_**

**A RESOLUTION MAKING CERTAIN FINDINGS OF FACT AND CONCLUSIONS FAVORABLE TO THE SPECIAL REVIEW USE FOR AN ACCESSORY DWELLING UNIT AT 345 BRIGGS STREET; AND, SETTING FORTH DETAILS IN RELATION THERETO.**

**WHEREAS**, the Board of Trustees of the Town of Erie, Colorado, conducted a public hearing, Tuesday, July 26, 2016, pursuant to the published notice, on the Special Review Use application for an Accessory Dwelling Unit, on the application of Michael Riley, 345 Briggs Street, Erie, Colorado, 80516, for the following real property; to wit:

LOTS 25 AND 26, BLOCK 3, TOWN OF ERIE, COUNTY OF WELD, STATE OF COLORADO.

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

**Section 1. Findings of Fact.**

1. The applicant's application and supporting documents are in substantial compliance with the Town of Erie Municipal Code, Title 10.
2. The Special Review Use has met Erie Municipal Code, Title 10, Section 7.13.C.9 Approval Criteria:
  - a. The proposed use is consistent with the Comprehensive Plan and all applicable provisions of this Code and applicable State and Federal regulations;
  - b. The proposed use is consistent with the purpose and intent of the zoning district in which it is located;
  - c. The proposed use is consistent with any applicable use-specific standards set forth in Section 3.2;
  - d. The proposed is compatible with adjacent uses in terms of scale, site design, and operating characteristics (hours of operation, traffic generation, lighting, noise, odor, dust, and other external impacts);
  - e. Any significant adverse impacts anticipated to result from the use will be mitigated or offset to the maximum extent practicable;
  - f. Facilities and services (including sewage and waste disposal, water, gas, election, police and fire protection, and roads and transportation, as

applicable) will be available to serve the subject property while maintaining adequate levels of service for existing development;

- g. Adequate assurances of continuing maintenance have been provided; and
  - h. Any significant adverse impacts on the natural environment will be mitigated to the maximum extent practicable.
3. The Special Review Use as proposed preserves the health, safety, welfare and interest of the citizens of the Town of Erie, Colorado.

**Section 2. Conclusions and Order Approving the Special Review Use for an Accessory Dwelling Unit at 345 Briggs Street:**

- 1. The applicant's application and supporting documents are in substantial compliance with the Town of Erie Municipal Code, Title 10.
- 2. The Special Review Use has met Town of Erie Municipal Code, Title 10, Section 7.13.C.9 Approval Criteria.
- 3. The Special Review Use as proposed preserves the health, safety, welfare and interest of the citizens of the Town of Erie, Colorado

**ADOPTED AND APPROVED THIS 26<sup>TH</sup> DAY OF JULY 2016, BY THE BOARD OF TRUSTEES OF THE TOWN OF ERIE, COLORADO.**

**TOWN OF ERIE, COLORADO,**  
a Colorado municipal corporation

By: \_\_\_\_\_  
Tina Harris, Mayor

ATTEST:

By: \_\_\_\_\_  
Nancy J. Parker, CMC, Town Clerk