

Commissioner Ellison said that if the line must go out of the easement but is within approximately 20 feet of it, and it is satisfactory to both parties, Public Service can negotiate with the landowner without coming back through the planning process. Commissioner Stahoviak suggested a condition which stated that any additional uses or alignment not directly adjacent to the existing 50 foot easement must be applied for in an amended permit.

#### **MOTION**

Commissioner Ellison moved to approve the Special Use Permit to move existing pipeline and to add a secondary line for approximately 4 miles to existing easement subject to the following conditions:

1. The Reclamation Plan shall meet the minimum standards mentioned in the letter from the Routt County Soil Conservation District and fulfilled before May 15, 1999.
2. The Special Use Permit is limited to uses and easements presented as submitted. Any additional uses or alignments not directly adjacent to the existing 50 foot easement must be applied for in a new or amended application.
3. The Special Use Permit is valid for the life of the use. The construction phase shall be completed before November 1, 1998. Extensions of time for installation and reclamation may be approved by the Routt County Planning Director.
4. The permittee shall be responsible for any court and attorney fees if Routt County deems it necessary to enforce any of the conditions of the Special Use Permit and is successful in such court action.
5. The permittee will follow the Best Management Practices and Controls of the Routt County Guide to Water Quality Protection and Erosion Control.
6. To ensure revegetation survivability, disturbed areas of the site shall be reseeded until established, within one growing season after the lines are installed and the construction work has been completed.
7. Any areas, subject to maintenance or inspections that disturb vegetation, shall be revegetated in a manner similar to post-construction/installation.
8. The permittee shall obtain a reclamation bond for 150% of the reclamation costs.
9. The construction project shall begin on the east end of the property.
10. The storm water management plan as required by the Routt County Department of Environmental Health shall be submitted to the Environmental Health Department prior to construction.

11. Any complaints or concerns may be cause for review of the Permit and revocation, if necessary.

12. Landowners shall be contacted prior to any activity on their property. The petitioner shall meet with each landowner to identify the proposed alignment.

Commissioner Stahoviak seconded the motion, which passed 2-0, with Commissioner Beall absent.

**EN RE: PLANNING / TIMBERS FINAL PLAT / REQUEST FOR A 60 DAY  
EXTENSION**

Holly Kirsner, Staff Planner, presented a letter requesting a 60 day extension for the Timbers Final Plat.

Commissioner Ellison moved to grant the petitioners' request for a 60 day extension for the Timbers Final Plat because of unanticipated delays. The 60 days will commence from the date of expiration of the current approval, which is September 15, 1998. Commissioner Stahoviak seconded the motion, which passed 2-0, with Commissioner Beall absent.

No further business coming before the Board, same adjourned, sine die.

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Kay Weinland  
Clerk and Recorder

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Nancy J. Stahoviak, Chairman  
Board of County Commissioners