

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF BASALT,
COLORADO, ADOPTING THE 2007 BASALT MASTER PLAN**

**TOWN OF BASALT, COLORADO
RESOLUTION NO. 14, 2007
SERIES OF 2007**

WHEREAS, the Town of Basalt Planning and Zoning Commission (hereinafter "Commission") is authorized by Section 31-23-206, C.R.S., "to make and adopt a master plan for the physical development of the municipality, including any areas outside its boundaries, subject to the approval of the governmental body having jurisdiction thereof, which in the Commission's judgment bear relation to the planning of such municipality." The Commission has made and adopted the 2007 Basalt Master Plan for the Town of Basalt, and recommended its adoption by the Town Council as provided for in Section 1.3(H) of the Home Rule Charter; and

WHEREAS, the Town of Basalt Town Council (hereinafter Council) is authorized by Section 1.3(H) of the Home Rule Charter to adopt and maintain a comprehensive Master Plan for the Town; and

WHEREAS Section 1.3(H) of the Home Rule Charter requires that any development review application filed with the Town under this Section, including but not limited to, all applications for planned unit development, site plan, special review, rezoning or text amendment shall demonstrate that the proposal is in general conformance with the Master Plan as then in effect and that any such development application shall require a finding by the approving body that the application is in general conformance with the Master Plan as then in effect; and

WHEREAS, a number of public meetings were conducted from 2005 to 2007 to gather public input for the Master Plan; and

WHEREAS, the completed conceptual master plan was presented to the Town Council at a special meeting on July 11, 2007 where the majority of the Council indicated support for the Town of Basalt Master Plan; and

WHEREAS, the Council recognizes the members of the public who participated in the process to develop a Master Plan that addresses the needs and desires of our community; and

WHEREAS, the Council thanks the members of the public who participated in the process for the 2005 Community Profile Survey which was a significant outreach effort that ensured a broad spectrum of input on issues and concerns of the community and the 2007 internet survey which provided input on how the public felt about growth boundaries and development; and

WHEREAS, the Council recognize that the public, town staff and consultants provided the Commission and the Council with the necessary research, analysis and advice to reach appropriate conclusions; and

WHEREAS, Sections 31-12-102 and 31-12-105, C.R.S., as amended, establishes the power and duties of the Town to make and adopt annexation plans for the physical development of the municipality including areas outside the Town boundaries; and

WHEREAS, the Town has previously adopted the 1999 Basalt Master Plan as its Annexation Plan as required by Sections 21-12-102 and 31-12-105, C.R.S. and wishes to update that Plan; and

WHEREAS, the Town of Basalt has made careful and comprehensive surveys and studies of the existing conditions and probable future growth of the Town; and

WHEREAS, it is the finding of the Council that the recommendations, policies, and goals outlined in the Master Plan will guide the development and growth of the Town in accordance with present and future needs of the Town and its residents and has been developed in accordance with and for the purposes anticipated by Sections 31-12-102 and 31-12-105, C.R.S., as amended; and the requirements of Section pursuant to Section 1.3(H) of the Home Rule Charter.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF
BASALT, COLORADO:

1. The 2007 Master Plan Update for the Town of Basalt is hereby adopted, subject to the following:

For the purposes of the Town Council's responsibility pursuant to Section 1.3(H) of the Home Rule Charter the following provisions of the 2007 Master Plan Update are amended as follows:

a. Section 4.3.1 is amended to read in its entirety as follows removing the language stating that the Town Council has the ability to amend the Urban Growth Boundary:

Strictly enforce the UGB identified in this Master Plan to ensure that future development occurs within or close to existing developed areas.

b. The fourth paragraph following the heading "Components Common to East Basalt and West Basalt Planning Areas" in Section 5: Future Land Use reads in its entirety as follows removing the language stating that the Town Council has the ability to amend the Urban Growth Boundary:

The UGB splits several ownership parcels. The UGB and the town boundary are not the same line and are

not meant to be the same. During the life of this Plan, the Town could choose to annex property outside of the UGB if it preserves that area from development, such as for parks, open space, or agricultural easements.

c. The Future Lane Use Plan map is amended to show Public Open Space for the Lane Property instead of Private Open Space as adopted by the Planning and Zoning Commission's Plan for the Lane Property.

2. The Town Council hereby finds, determines, and declares that all findings made above in the Recitals are adopted as a part of this Resolution, and this Resolution and the adoption of the 2007 Basalt Master Plan as its Three Mile Plan, Annexation Plan, Three Mile Street Plan, and the Comprehensive Master Plan under the provisions of the Home Rule Charter are necessary and proper for the health, safety, and welfare of the Town of Basalt, Colorado, and the inhabitants thereof.

3. That the terms of this resolution are controlling over the Master Plan provisions that are inconsistent with the terms of the resolution.

4. A Copy of the 2007 Basalt Master Plan shall be available for review and at the Office of the Town Clerk of the Town of Basalt and as feasible on the Town's website.

Approved by a vote of 4 to 2 this 23rd day of October, 2007.

TOWN COUNCIL OF BASALT, COLORADO

ATTEST:

By: *Leroy Duroux*
Leroy Duroux, Mayor

Pamela Schilling
Pamela Schilling, Clerk

