

Gene A. Meisner  
Commissioner District One

Rocky L. Samber, Chairman  
Commissioner District Two

David G. Donaldson  
Commissioner District Three



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**OFFICE OF THE BOARD  
LOGAN COUNTY COMMISSIONERS**

315 MAIN STREET SUITE 2  
STERLING, COLORADO 80751

**AGENDA**

**Logan County Board of Commissioners  
Logan County Courthouse, 315 Main Street, Sterling, Colorado  
Tuesday, October 6, 2015 - 9:00 a.m.**

**Call to Order  
Pledge of Allegiance  
Revisions/Corrections to Agenda  
Consent Agenda**

Approval of the Minutes of the September 29, 2015 meeting.

**Unfinished Business  
New Business**

Consideration of the approval of an agreement between Logan County and Sitewise for Xcel for use of the County Right of Way along and under Bluestem Street in the Sage Pointe Subdivision for a gas line and meter.

Consideration of the approval of an agreement between Logan County and Public Service Company of Colorado for use of the County Right of Way along, under and across County Roads 34, 36, 43 and 43.5 to rebuild a distribution power line.

Consideration of the approval of Resolution 2015-29 and the application for a Conditional Use Permit on behalf of Sheila Decker to operate a chiropractic animal clinic in the E 1/2 SE 1/4 of Section 15, T9N, R52W of the 6<sup>th</sup> PM, Logan County, Colorado.

Consideration of the approval of Resolution 2015-30 and an application for Special Use Permit on behalf of the Shooting Sports Advisory Board to operate a shooting sports complex in the W1/2 of Section 3, T7N, R52W of the 6<sup>th</sup> PM, Logan County, Colorado.

Consideration of the approval of an Engineering Services Agreement between Logan County and Draht Consulting, LLC for Bridge Replacement Project Structure LOG 56-73.9-158 located on CR 56 crossing the Harmony No. 1 Canal, approximately 0.1 miles south of US Highway 138.

**Other Business**  
**Miscellaneous Business/Announcements**

The next regular business meeting will be scheduled for Tuesday, October 13, 2015, at 9:00 a.m. at the Logan County Courthouse.

**Executive Session as Needed**  
**Adjournment**

September 29, 2015

The Logan County Board of Commissioners met in regular session with the following members present constituting a quorum of the members thereof:

Rocky L. Samber	Chairman
David G. Donaldson	Commissioner
Gene A. Meisner	Commissioner

Also present:

Alan Samber	Logan County Attorney
Pamela M. Bacon	Logan County Clerk
Marie Granillo	Logan County Deputy Clerk
Rob Quint	Logan County Planning and Zoning
Les Copass	
Dave Tennant	Logan County Coroner
Judy Nierling	L.C.C.O.C.
John Bacon	
Leonard Mari	
Traci Griffie	Logan County Deputy Clerk
Margaret Ann Frick	Logan County Deputy Clerk
Tanna Prince	Logan County Deputy Clerk
Kim Weingardt	Logan County Deputy Clerk
Julie Kulbe Cook	Logan County Deputy Clerk
Michelle Memmer	Logan County Deputy Clerk
Lisa Wolever	Logan County Deputy Treasurer
Virginia Hoffman	Logan County Deputy Treasurer
Janet McLaughlin	Logan County Deputy Treasurer
Wendell Sonnenberg	
Mat Chrisp	Logan County Landfill
Diana Korbe	Logan County Finance Office
Patty Bartlett	Logan County Treasurer
Debbie Unrein	Logan County Finance Office
Shantel Sator	Logan County Sheriff's Office
Sally Torres	Logan County Sheriff's Office
Bryan Clark	Logan County Sheriff's Office
Cody Adams	Logan County OEM
Josh Asmus	Community Business Owner
Valerie Richards	Logan County Department of Human Services
Galen Konken	
Riste Capps	

Brett Powell	Logan County Sheriff
Allan Pierce	Logan County Under Sheriff
Shane Schlessie	
Alex Eckhardt	Logan County Sheriff Office
Ron Robirds	
Michael Archer	Logan County Sheriff Office
Jim Mathies	Logan County Road and Bridge
Brad Segelke	Logan County Road and Bridge
Ed Koester	Logan County Road and Bridge
Syd Stevens	Logan County Road and Bridge
Dorothy Unrein	N.E. Broadcasting
Julie Lively	Logan County Commissioner Office
Kurt Welsh	
Joe McBride	Logan County Sheriff's Office
Felicia Hielscher	Resident
David Conley	Logan County Lodging Board
Gerald Kuster	
Peggy Michaels	Logan County Assessor
Cindy Benson	Logan County Assessor Office
Joselyn Shelton	Logan County Assessor Office
Jamie Brown	
Dick Dixon	
Betty Green	Logan County Road and Bridge
Theodore Yost	
Shenna Fix	
Shannon Graves	Logan County Department of Human Services
Matt Martin	
Carol Brom	Citizen
Bill Fehringer	
Don Barker	
Callie Jones	Journal Advocate
Forrest Hershberger	South Platte Sentinel

Chairman Samber called the meeting to order at 9:00 a.m. The meeting opened with the Pledge of Allegiance.

Chairman Samber asked if there were any revisions or corrections for today's agenda. Commissioner Donaldson made a motion to move the Public Hearing to receive input on an increase in salaries for Elected Officials to the last agenda item under New Business. Commissioner Meisner second and the motion carried 3-0.

The Board continued with the Consent Agenda items:

- Approval of the Minutes for the September 15, 2015 meeting.

Commissioner Meisner moved to approve the Consent Agenda for the September 29, 2015 Board of County Commissioner meeting. Commissioner Donaldson seconded and the motion carried 3-0.

Chairman Samber continued with Unfinished Business:

Commissioner Donaldson made a motion to award the proposal for the purchase of a folder/insert machine which is a Hazzler machine in the amount of \$7,799.00 to Complete Mailing Solutions from Englewood, Colorado. Commissioner Meisner seconded and the motion carried 3-0.

Chairman Samber continued with New Business:

Commissioner Meisner moved to approve an agreement between Logan County and Yost Construction Company for the construction of Bridge Structure LOG 62-61.8-182A, (34.5 feet wide by 45 feet long crossing the North Sterling Outlet Canal) located on County Road 62, west of County Road 63, approximately 5.3 miles north of US Highway 138 on County Road 65 northeast of Iliff, Colorado in the amount of \$169,980.00 and authorize the chairman to sign. Commissioner Donaldson seconded and the motion carried 3-0.

Consideration of the approval of the following Logan County Lodging Tax Board Requests:

- Visit Sterling Scarecrows - \$2,000.
- Volunteer Incentive (Supper at Sunset) – up to \$600.
- Colorado Flatlanders 2016 Rod Run in the Park - \$5,000.

Commissioner Donaldson made a motion to approve the Logan County Chamber of Commerce project of Visit Sterling Scarecrow's in the amount up to \$2,000.00. Commissioner Meisner seconded and the motion carried 3-0.

Commissioner Meisner moved to approve Volunteer Incentive (supper at Sunset) up to \$660.00. Commissioner Donaldson seconded and the motion carried 3-0.

Commissioner Donaldson made a motion to approve Colorado Flatlanders 2016 Rod Run in the Park request in the amount of \$4000.00. Commissioner Meisner seconded and the motion carried 3-0.

Commissioner Meisner moved to approve an agreement between Logan County and Ray Nieslanik for use of the County Right of Way under CR 59 for an irrigation pipeline. Commissioner Donaldson seconded and the motion carried 3-0.

Commissioner Donaldson made a motion to approve Resolution 2015-28 and an application for Subdivision Exemption on behalf of the Carol L. Fluharty Family Trust to create a 9.13-acre tract

from a 118-acre parcel, in an "A" Agricultural District in the SE1/4 of Section 6, Township 9 North, Range 52 West of the Sixth Principal Meridian, Logan County, Colorado. Commissioner Meisner seconded and the motion carried 3-0.

Commissioner Meisner moved to approve a Professional Education Program Partnership Agreement between Logan County and Colorado Christian University College of Adult and Graduate Studies as a benefit to Logan County employees who wishes to participate and authorize the chairman to sign. Commissioner Donaldson seconded and the motion carried 3-0.

The Board held a public hearing to receive input on an increase in salaries for elected county officials.

Addressing the Board concerning the merits of salary increases were:

- Judy Nierling           L.C.C.O.C.
- Pam Bacon             Logan County Clerk
- Patty Bartlett        Logan County Treasurer
- Peggy Michaels       Logan County Assessor
- Brett Powell          Logan County Sheriff
- Michael Archer       Logan County Sheriff Office
- Josh Asmus            Community Business Owner
- Dave Tennant         Logan County Coroner
- Carol Brom            Citizen
- Felicia Hielsher     Resident

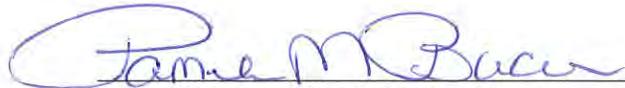
Chairman Samber closed the public hearing for receiving input on an increase in salaries for elected county officials.

The Board moved on to Miscellaneous Business/Announcements:

The next regular business meeting is scheduled for Tuesday, October 6, 2015 at 9 a.m. in the hearing chambers at the Logan County Courthouse.

There being no further business to come before the Board the meeting was adjourned at 10:05 a.m.

Submitted by:

  
\_\_\_\_\_  
Logan County Clerk & Recorder

Approved: October 6, 2015

BOARD OF COUNTY COMMISSIONERS  
LOGAN COUNTY, COLORADO

(seal)

By: \_\_\_\_\_  
Rocky L. Samber, Chairman

Attest:

\_\_\_\_\_  
Logan County Clerk & Recorder

Name: Sitewise for Xcel  
Address: 14578 Bluestem  
Row Permit # 2015-33

**AGREEMENT TO USE LOGAN COUNTY RIGHT OF WAY**  
**INDIVIDUAL PERMIT**

THIS AGREEMENT made this (County fills in) \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by and between the County of Logan, State of Colorado, hereinafter called "County", and Sitewise For Xcel the undersigned easement holder or landowner, hereinafter called "Applicant".

WHEREAS, Applicant owns the following described premises, or has an easement on, over or through said premises, to-wit (legal description): Lot 30 Block 1, Sage Pointe 2nd Filing,

Sect. 27, Township 8 North, Range 53 West, 6th P.M., ; and Logan County, Colorado

WHEREAS, Applicant desires to install and construct a gas line & meter, which will be located (Circle One) along, under or across Bluestem, to benefit the above described premises; and

WHEREAS, the County is willing to allow such installation and construction by Applicant, but only upon the terms and covenants contained herein.

NOW, THEREFORE, in consideration of paying the County the sum of \$100.00 or \$200.00 and keeping of the terms and covenants contained herein, the parties agree as follows:

- Applicant agrees to furnish the County in writing in advance of installation the exact location and dimensions of said installation and construction.
- Buried installations must be at no less than 48 inches below the lowest level of any borrow ditch paralleling the County Road and an "Individual permit" must be submitted for each instance.
- Applicant shall have the right to install and construct gas line & meter, described above, in the right of way of Bluestem, but such installation and construction shall be done only in the following manner. All work within the county ROW shall be performed only during regular business hours of the Logan County Road & Bridge Department to enable supervision and inspection of the work.
- All work authorized by this Agreement shall be completed no later than 10/3/2015.
- It is understood that no paved or oil-surfaced road shall be cut and will be crossed by boring only. For other roads and crossings of County property after installation. Applicant shall restore the surface to the same condition as existed prior to such construction.
- All cost and expense of installation, construction, maintenance, removal, or replacement is to be paid by the Applicant.
- The traveling public must be protected during this installation with proper warning signs or signals both day and night. Warning signs and signals shall be installed by and at the expense of Applicant.

**Sitewise/Xcel**  
**ROW 2015-33**  
**14578 Bluestem, Stla.**

Name: Sitewise for Xcel  
Address: 14578 Bluestem, Sterling  
Row Permit # 2015-33

Applicant hereby releases the County from any liability for damages caused by said gas service installation, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.

No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.

This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

Other Provisions: \_\_\_\_\_

Owner #1

\_\_\_\_\_  
Signature Printed name

Owner #2

\_\_\_\_\_  
Signature Printed Name

Signature

**Individual Right-of-Way Permit Applicant:**

Nathan Phillips

Printed name



Signature

Address: SiteWise Corp  
7000 N Broadway 3-305  
Denver, CO 80221

Application Fee Paid \$100 Receipt # 176784 # 164162

Date 9/14/2015

Signed at Sterling, Colorado the day and year first above written.

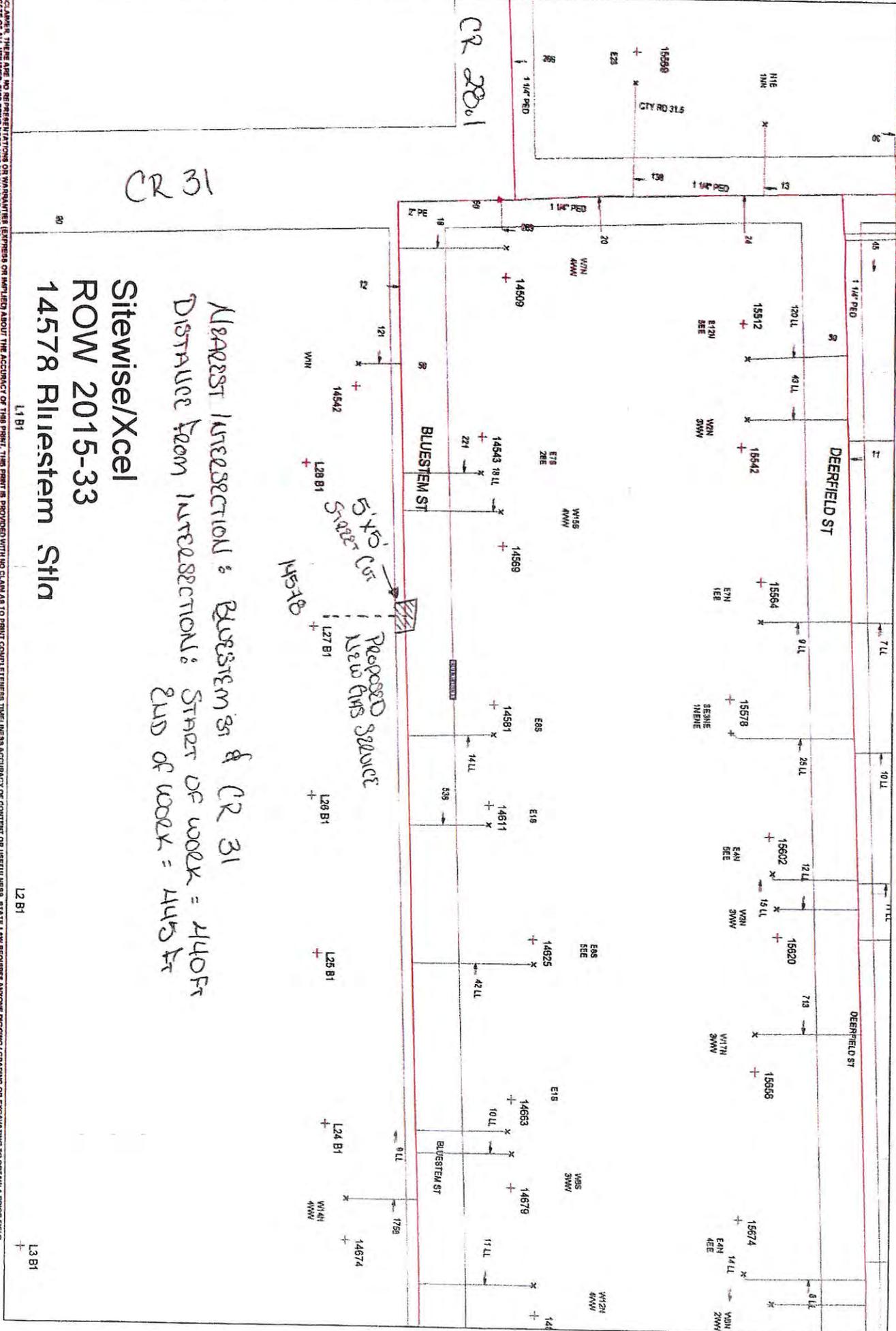
**THE BOARD OF COUNTY COMMISSIONERS  
LOGAN COUNTY, COLORADO**

\_\_\_\_\_  
Rocky L. Samber (Aye) (Nay)

\_\_\_\_\_  
Gene A. Meisner (Aye) (Nay)

\_\_\_\_\_  
David G. Donaldson (Aye) (Nay)

**Sitewise/Xcel  
ROW 2015-33  
14578 Bluestem. Stla.**



Closest Intersection: Bluestem St & CR 31  
 Distance from Intersection: Street of work = 440 FT  
 End of work = 445 FT

**Sitewise/Xcel**  
**ROW 2015-33**  
**14578 Bluestem St**

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FieldSmart View

SCALE: 1 IN = 111 FT

09/15/15 08:43

COUNTY RD 28.1

COUNTY RD 31

↔ COUNTY RD 31  
APPX 400FT

BLUESTEM ST

SCHEDULE OF CONSTRUCTION TRAFFIC CONTROL DEVICES

SIGN CODE	LEGEND	QUANTITY	LIMIT
W20-1	ROAD/WORK AHEAD	2	EA
W20-4	ONE/LANE/ROAD AHEAD	2	EA
W20-7	FLAGGER/AHEAD	2	EA
RB-3	NO/PARKING	6	EA
X		1	EA
X		1	EA
X		1	EA

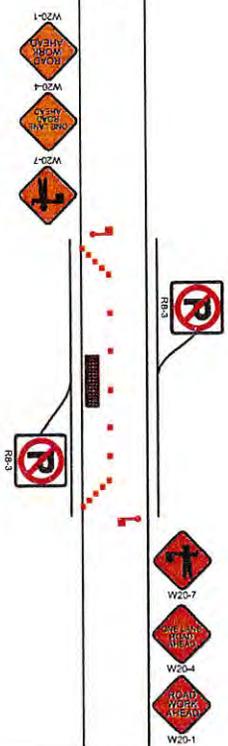
- NOTES:
1. SIGNS AND DEVICES PER MUTCD
  2. TOP'S SUBJECT TO FIELD ADJUSTMENTS
  3. SIGN SPACING AT 100FT, TAPER AT 50FT, AND CONES AT 50FT
  4. 14578 BLUESTEM ST FOR NEW GAS SERVICE

SIGNS

ITEM	QUANTITY	LIMIT
T.C.S. TRUCK	1	EA
CHANNELIZING DEVICE	15	EA
X	1	EA
X	1	EA
X	1	EA

LEGEND

	WORK AREA
	DIRECTION OF TRAVEL
	SIGN
	CHANNELIZING DEVICE
	FLAGGER
	WORK TRUCK
	TYPE III BARRICADE



*Traffic flow during construction*

Sitewise/Xcel  
ROW 2015-33  
14578 Bluestem Stld.

<p>ENGINEER: <b>SITewise CORP.</b> 7000 N. BROADWAY BLVD. 3, SUITE 305 DENVER, COLORADO 80221 PHONE: (303) 950-0150 FAX: (303) 950-0150 WWW.SITEWISecORP.COM</p>		<p>CLIENT: XCEL ENERGY 502 S 8TH AVE STERLING, CO</p>									
<p>PROJECT LOCATION: 14578 BLUESTEM ST STERLING, CO</p>		<p>ONE LANE ROAD FOR NEW GAS SERVICE AT ADDRESS.</p>									
<p>GENERAL NOTES: ALL WORK ZONE TRAFFIC CONTROL AND DEVICES USED IN LOCATING CONSTRUCTION ZONE SHALL BE REFLECTIVE AND SHALL BE IN ACCORDANCE WITH THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (MUTCD) LATEST EDITION. TRAFFIC CONTROL DEVICES IN THIS DRAWING MAY BE SUBJECT TO FIELD ADJUSTMENTS AND ADDITION SIGNS DICTATE ALL CONSTRUCTION SIGNS SHALL BE BLACK ON ORANGE. WHEN CONSTRUCTION TRAFFIC CONTROL SIGNS ARE NOT IN PLACED, THEY SHALL BE REMOVED AWAY FROM TRAFFIC, OR REMOVED.</p>											
<p>REVISIONS</p> <table border="1"> <thead> <tr> <th>NO.</th> <th>DESCRIPTION</th> <th>DATE</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>			NO.	DESCRIPTION	DATE						
NO.	DESCRIPTION	DATE									
<p>PROJECT NO: 12284351 DRAWN BY: NRP 9/14/2015 DESIGNED BY: CHECKED BY: SCALE: NOT TO SCALE SHEET NUMBER 1 of 1</p>											



I have a row application # 2015-35 submitted by public service to rebuild and add new three phase distribution lines.

Public service has applied for a row permit that will begin rebuild at the intersection cr 43 and cr 40. The rebuild will take place on the east side of cr 43 traveling south a distance of 1775 feet. At this point 2700 feet of NEW three phase line will begin. After 2700 feet of new line is added the reconstruction line will continue for a distance of 7200 feet, or 2.22 miles total.

At the intersection of cr 43.5 and cr 36 rebuild 3 phase line on the north side of cr 36 going west a distance of 2850 feet. At the intersection also going east rebuild a distance of 1300 feet, at this point continuing east with new line a distance of 2350 feet. A total distance on cr 36 of 1.23 miles.

At the intersection of cr 36 and 43.5 traveling south on the east side of cr 43.5 rebuild another 5280 feet of line to cr 34 on the north side of cr 34 then proceeding east another 880 feet then sw along west side of hwy 138 a distance of 825 feet to point of completion adjacent and west of hwy 138 a distance of 1.33 miles.

Total project covering 4.78 miles between rebuild of 3 phase line and new 3 phase line

Name: Public Service  
Address:  
Row Permit # 2015-35

**AGREEMENT TO USE LOGAN COUNTY RIGHT OF WAY**  
**INDIVIDUAL PERMIT**

THIS AGREEMENT made this (County fills in) \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by and between the County of Logan, State of Colorado, hereinafter called "County", and Public Service Company of Colorado the undersigned easement holder or landowner, hereinafter called "Applicant".

WHEREAS, Applicant owns the following described premises, or has an easement on, over or through said premises, to-wit (legal description): Section 33, T9N, Range 52W as well as Sections 2,3,10 & 15 T8N, Range 52W of the 6th Principal Meridian, Logan County, Colorado; and

WHEREAS, Applicant desires to install and construct an Electric Distribution Powerline, which will be located (**Circle One**) along, under, or across CR 34, 36, 43 and 43.5, to benefit the above described premises; and

WHEREAS, the County is willing to allow such installation and construction by Applicant, but only upon the terms and covenants contained herein.

NOW, THEREFORE, in consideration of paying the County the sum of **\$100.00** or **\$200.00** and keeping of the terms and covenants contained herein, the parties agree as follows:

- Applicant agrees to furnish the County in writing in advance of installation the exact location and dimensions of said installation and construction.
- Buried installations must be at no less than 48 inches below the lowest level of any borrow ditch paralleling the County Road and an "Individual permit" must be submitted for each instance.
- Applicant shall have the right to install and construct The distribution powerline, described above, in the right of way of CR 34, 36, 43 and 43.5, but such installation and construction shall be done only in the following manner. All work within the county ROW shall be performed only during regular business hours of the Logan County Road & Bridge Department to enable supervision and inspection of the work.
- All work authorized by this Agreement shall be completed no later than \_\_\_\_\_.
- It is understood that no paved or oil-surfaced road shall be cut and will be crossed by boring only. For other roads and crossings of County property after installation. Applicant shall restore the surface to the same condition as existed prior to such construction.
- All cost and expense of installation, construction, maintenance, removal, or replacement is to be paid by the Applicant.
- The traveling public must be protected during this installation with proper warning signs or signals both day and night. Warning signs and signals shall be installed by and at the expense of Applicant.

**PUBLIC SERVICE**  
**ROW 2015-35**  
**4.78 mi. - CR 43 from CR 40 to CR 34**  
**Sections 3 and 10 T8N-R52W**

Name: Public Service  
Address:  
Row Permit # 2015-35

Applicant hereby releases the County from any liability for damages caused by said distribution powerline \_\_\_\_\_, whether caused by employees or equipment of the County, or others, at any time. Further, Applicant agrees to protect, save and hold harmless, and indemnify the County from and against all liability, loss, damages, personal injuries or expenses suffered by or imposed against the County by reason of the construction, installation or maintenance of the above described improvement.

No perpetual easement or right of way is granted by this instrument and should Applicant's use of said right-of-way interfere with the County's use, or intended use of said right-of-way, Applicant will remove or relocate the same upon demand of the County. Applicant shall pay all costs of such removal or relocation.

This Agreement shall be a covenant running with the above-described real property and shall be binding upon the parties hereto, their heirs, successors, personal representatives, and assigns.

Other Provisions: \_\_\_\_\_

Owner #1 \_\_\_\_\_ N/A \_\_\_\_\_ Printed name \_\_\_\_\_  
Signature \_\_\_\_\_

Owner #2 \_\_\_\_\_ N/A \_\_\_\_\_ Printed Name \_\_\_\_\_  
Signature \_\_\_\_\_

Individual Right-of-Way Permit Applicant:

Tyler McGrath  
Printed name \_\_\_\_\_  
Signature \_\_\_\_\_

Address: Public Service Co. of Colorado  
1123 W. 3rd Ave  
Denver CO 80223

Receipt # 176787  
Application Fee Paid \$250 9/24/2015 #5211  
Date 9-24-15

Signed at Sterling, Colorado the day and year first above written.

THE BOARD OF COUNTY COMMISSIONERS  
LOGAN COUNTY, COLORADO

\_\_\_\_\_  
Rocky L. Samber (Aye) (Nay)

\_\_\_\_\_  
Gene A. Meisner (Aye) (Nay)

\_\_\_\_\_  
David G. Donaldson (Aye) (Nay)

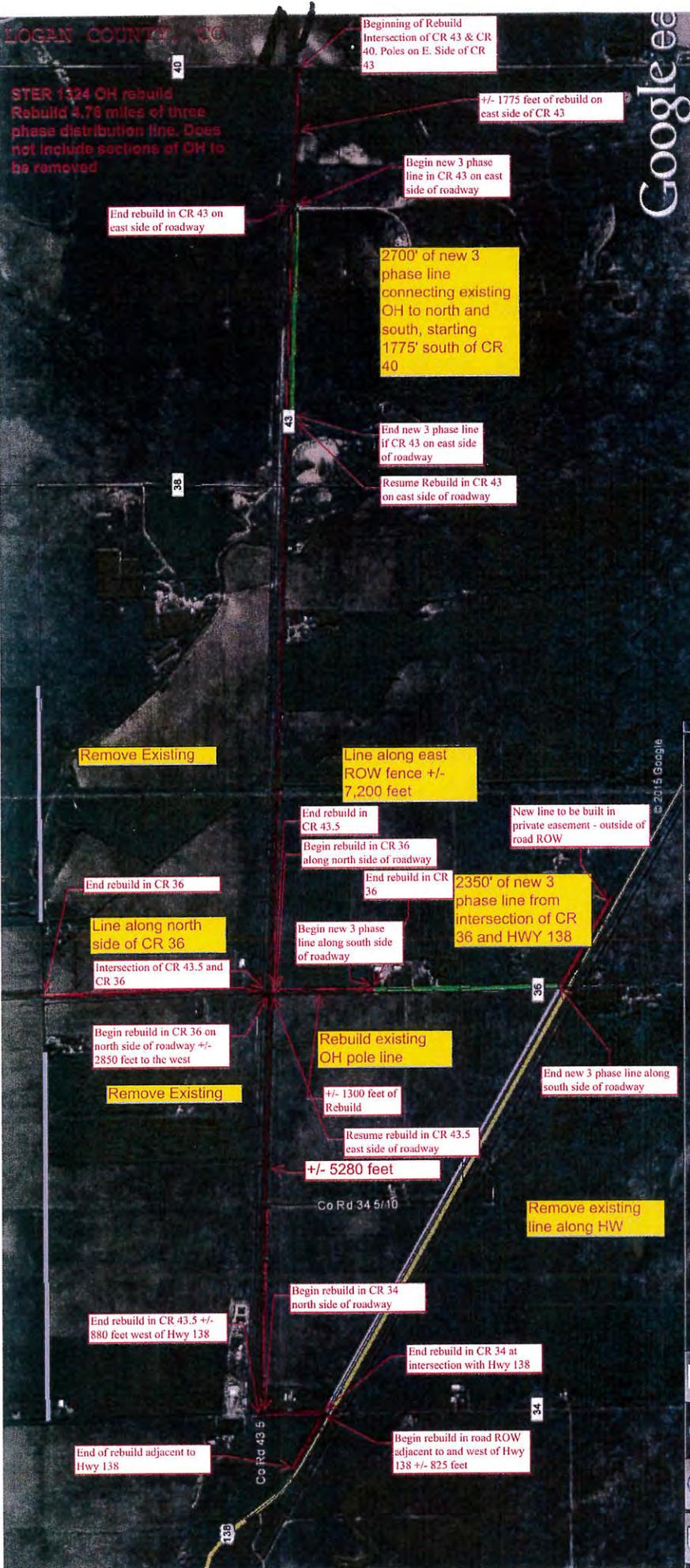
Rev. 5/2014

**PUBLIC SERVICE**  
**ROW 2015-35**  
**4.78 mi. - CR 43 from CR 40 to CR 34**  
**Sections 3 and 10 T8N-R52W**

STER 1324 OH rebuild  
Rebuild 4.78 miles of three  
phase distribution line. Does  
not include sections of OH to  
be removed

W

E



PUBLIC SERVICE  
ROW 2015-35  
4.78 mi. - CR 43 from CR 40 to CR 34  
Sections 3 and 10 T8N-R52W

**RESOLUTION**

**NO. 2015 - 29**

**Conditional Use Permit**

**A resolution granting a Conditional Use Permit (CUP) for the operation of Chiropractic Animal Clinic, with related equipment and structures on the property described as follows:**

A tract of land located in the East Half (E2) and Southeast Quarter (SE4) of Section 15, Township 9 North, Range 52 West of the 6<sup>th</sup> Principal Meridian, Logan County, Colorado

Also known as 21871 County Road 44, Sterling, Colorado 80751

**WHEREAS**, Sheila Decker has applied for a Conditional Use Permit for the operation of a Chiropractic Animal Clinic, with related equipment and structures; and

**WHEREAS**, the property is currently zoned AG Agricultural District; and

**WHEREAS**, The Logan County Planning Commission, after reviewing all materials, taking testimony of the applicant and surrounding property owners, and finding no issues that would limit or deny this application, recommended an approval of this application for the requested Conditional Use Permit at their regular meeting on September 22, 2015; and

**WHEREAS**, the applicant is requesting approval of Conditional Use Permit, 227, to operate a Chiropractic Animal Clinic, with related equipment and structures, with the period of the Conditional Use Permit to run for 5 years, commencing on the date of the approval of the requested Conditional Use Permit.

**NOW BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LOGAN COUNTY, COLORADO:**

**I APPROVAL:**

The application of Sheila Decker for a Conditional Use Permit to operate a Chiropractic Animal Clinic, with related equipment and structures, is GRANTED, subject to the conditions set forth below,

**II FINDINGS OF FACT:**

The proposed use is compatible with existing land uses in the surrounding area, which is zoned Agricultural District. The applicant, Sheila Decker, is currently licensed as an Animal Chiropractor by the State of Colorado.

**III. CONDITIONS:**

1. Compliance with all applicable Federal, state or local laws and regulations for the operation of a Chiropractic Animal Clinic.
2. The applicant must retain a current Animal Chiropractor license issued by the State of Colorado.

**BE IT THEREFORE RESOLVED**, that Conditional Use Permit 227, is granted for the operation of a Chiropractic Animal Clinic, with related equipment and structure, subject to the conditions set forth above and subject to application for renewal for continued permitted use after October 6th, 2020. The Board of County Commissioners of Logan County retains continuing jurisdiction over the permit to address future issues concerning the site and to insure compliance with the conditions of the permit. The applicant is responsible for complying with all of the forgoing conditions and all other county zoning or other land use regulations. Noncompliance with any of the conditions may be cause for revocation of the permit. Done on Tuesday, this 6th day of October, 2015.

LOGAN COUNTY BOARD OF COMMISSIONERS  
Logan County, Colorado

\_\_\_\_\_  
(Aye)(Nay)  
Rocky L. Samber

\_\_\_\_\_  
(Aye)(Nay)  
Gene A. Meisner

\_\_\_\_\_  
(Aye)(Nay)  
David G. Donaldson

I, Pamela M. Bacon, County Clerk and Recorder in and for the County of Logan, State of Colorado, do hereby certify that the foregoing Resolution was adopted by the Board of County Commissioners of the County of Logan and State of Colorado, in regular session on the this 6th day of October, 2015.

\_\_\_\_\_  
County Clerk and Recorder

LOGAN COUNTY CONDITIONAL USE PERMIT APPLICATION  
AS REQUIRED BY THE LOGAN COUNTY ZONING RESOLUTION  
DEPARTMENT OF PLANNING & ZONING  
LOGAN COUNTY COURTHOUSE  
STERLING, COLORADO 80751

Applicant Name: Sheila Decker Phone: 970-520-8007 cell  
970-522-3500  
Address: 21871 CR44 Sterling CO 80751

Landowner Name: William K. Decker Phone: 970-520-8000  
Address: 21871 CR44 Sterling CO 80751

Description of Property: E  
Legal:  $\frac{1}{4}$  Section E2504 Section 15 Township 9 Range 52  
Address: 21871 CR44 Sterling CO 80751 Access off CR or Hwy: \_\_\_\_\_  
New Address Needed: Y or N Subdivision Name: \_\_\_\_\_

Filing \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Tract \_\_\_\_\_ Lot Size \_\_\_\_\_

Current Zoning: AG Current Land Use: AG

Proposed Conditional Use: operate chiropractic animal clinic

Terms of Conditional Use: \_\_\_\_\_

Building Plans: \_\_\_\_\_  
DECKER, SHEILA CUP 227  
Chiropractic Animal Clinic  
21871 CR 44, Sterling

I, (We), hereunto submit this application for a Conditional Use Permit to the Board of County Commissioners, together with such plans, details and information of the proposed conditional use. I, (We), further understand that the Board of Logan County Commissioners may, in addition to granting a Conditional Use Permit, impose additional conditions to comply with the purpose and interest of the Logan County Zoning Resolutions and Zoning Map.

Dated at Sterling, Colorado, this 08 day of August 2015  
Signature of Applicant: Sheila S. Decker D.C.M.S  
Signature of Landowner: [Signature]

FOR COUNTY USE

Application Fee: One Hundred Dollars (\$100.00) pd 8/6/2015 ✓ #1197 Rd. #176749

Date of Planning Commission: 9-15-2015

Recommendation of Planning Commission: ✓ Approval \_\_\_\_\_ Denial

Recommended Conditions of Conditional Use Permit: ~~on the condition~~ D.W.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Paul R. Phelan  
Chairperson, Planning Commission

=====

COUNTY COMMISSIONERS ACTION:

Conditions of Conditional Use Permit: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date Granted: \_\_\_\_\_

Date Denied: \_\_\_\_\_

\_\_\_\_\_  
David G Donaldson (Aye) (Nay)

\_\_\_\_\_  
Gene Meisner (Aye) (Nay)

\_\_\_\_\_  
Rocky Samber (Aye) (Nay)

DECKER, SHEILA CUP 227  
Chiropractic Animal Clinic  
21871 CR 44, Sterling

PARID: 38048315400321  
 ROLL: REAL  
 DECKER WILLIAM K DECKER SHEILA S

NBHD: 00784000  
 CITYNAME: STERLING  
 21871 C R 44

**Parcel**

Class 4277 - AG SINGLE FAM RES  
 Total Acres 82  
 Total Land Sqft  
 Address 21871 C R 44  
 Neighborhood 00784000  
 Zip Code 80751 -  
 City STERLING  
 Land Use Code 4101 - AG W/DWELLING  
 Zoning -

**Owner(s)**

Owner Percentage Owned  
 DECKER WILLIAM K 100%  
 DECKER SHEILA S

**Legal - Description may be incomplete**

Tax District 113 - REAL  
 Subdivision  
 Lot Dimensions  
 Legal Description E2SE4  
 15-09-52

**Land**

Line Number	Land Class	Land Type	Square Feet	Acres	Rate	Market Land Value
2	4147-GRAZING AG LAND	A-ACREAGE	522,720	12.0000		\$450.00
3	4147-GRAZING AG LAND	A-ACREAGE	2,265,120	52.0000		\$1,310.00
4	4147-GRAZING AG LAND	A-ACREAGE	784,080	18.0000		\$380.00
Total:						\$2,140.00

**2014 Appraised Value**

Land Value \$2,000  
 Building Value \$102,730  
 Total Appraised Value \$104,730

**2014 Assessed Value**

Land Value \$580  
 Building Value \$8,440  
 Total Assessed Value \$9,020

**Sales**

Sale Date	Amount	Seller	Buyer	Book	Page
30-JUN-14	\$265,000	MARSHALL EAR	DECKER WILLI	1008	579
12-MAR-10	\$258,500	DUNCAN JESS	MARSHALL EAR	986	38
11-JAN-82	\$0		DUNCAN JESS	762	552

**Residential**

Card 1  
 Stories 1  
 Siding Type 04 - WD/MASONITE SIDING  
 Square Feet 3,212  
 Basement 4 - FULL  
 Year Built 1954  
 Total Rooms 7  
 Bedrooms 4  
 Total Baths 2  
 Pre Fab Fireplace  
 Basement Garage

DECKER, SHEILA CUP 227  
 Chiropractic Animal Clinic  
 21871 CR 44, Sterling

**Commercial**

Card 2  
 Year Built 2014  
 Structure Code/Description 1AG - AG OUTBUILDINGS  
 Total Bldg Sqft 0

Improvement Name

**2014 Owner Information**

---

Owner	DECKER WILLIAM K DECKER SHEILA S
Address	21871 C R 44
Address 2	
City, State, Zip	STERLING CO 80751

**2014 Property Details**

---

Parcel ID	38048315400321
Parcel Address	21871 C R 44
Acres	322
Legal Description	E2SE4 15-09-52

Tax Lien  
Lien ID  
Lien Status

**2014 Tax Bill Summary**

---

County Tax	\$270.28
School Tax	\$362.72
Town/City Tax	\$0.00
Community College Tax	\$0.00
Fire Tax	\$22.44
Conservancy Tax	\$21.52
Conservation Tax	\$0.00
Pest Control Tax	\$10.54
SA/Water/IRR Tax	\$0.00
PP Late Filing Fee	\$0.00
Tax Adjustments Tax	\$0.00
Late Pay Interest	\$0.00
Current Total Tax	\$687.50
Delinquent Due	\$0.00
Current Total Paid	-\$687.50
Current Total Due	\$0.00

**Map Link**

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[Click Here to view map parcel](#)

**The amount shown is for tax only and does not include interest and fees.**

---

**Please call the Treasurer for the amount currently due.**

---

DECKER, SHEILA CUP *227*  
Chiropractic Animal Clinic  
21871 CR 44, Sterling

Account # 5083446

Phone (Primary) : (970) 520-8007

Start Date : 8/12/2015

Stop Date : 8/12/2015

Rate : PRIVATE - STERLING LEGAL \$1.133

Publication : ST - Sterling Journal Advocate

Run Status : A

Supervisor Status : A

Street 1 (Primary) 21871 COUNTY ROAD 44

City (Primary) : STERLING

ZIP (Primary) : 80751-

Class Code : 2500 - PUBLIC NOTICE

Caller : CAROL PIVONKA

Ad Sales Rep. : CL14 - Ward, Rita

Company (Primary) : SHIELA DECKER

Total : \$44.19

Inserts : 1

Ad 4 : 5653333

**PUBLIC HEARING CORRECTION**

There will be a meeting of the Logan County Planning Commission on Tuesday, September 22, 2015 at 7:00 PM, in the Logan County Courthouse, 2nd floor meeting room, 315 Main St., Sterling, Colorado to consider a request for a Conditional Use Permit, submitted by Shiela Decker, for a Chiropractic Animal Clinic on a property described as:

A tract-at land located in the East Half (E2) and Southeast Quarter (8E4) of Section 15, Township 9 North, Range 52 West of the 6th Principal Meridian, Logan County, Colorado

Also known as 21871 County Road 44, Sterling, Colorado 80751

This Application will be heard by the Logan County Board of County Commissioners at their regular hearing on Tuesday, October 6, 2015 at 9:00 AM, in the 2nd floor meeting room, Logan County Courthouse, 315 Main Street, Sterling, Colorado.

For information contact the LC Planning Dept. at 970.522-7879, 315 Main St., Sterling, CO,

Published: Sterling Journal-Advocate August 12, 2015 - 5653333

DECKER, SHEILA CUP  
Chiropractic Animal Clinic  
21871 CR 44, Sterling

State Documentary Fee  
Date 6-30-14  
\$ 26.50

720405 06/30/2014 02:50 PM B: 01008 P: 579 WD  
Page: 1 of 1 R \$11.00 D \$26.50 T \$37.50  
Pamela N. Bacon Clerk & Recorder, Logan County, Co

WARRANTY DEED

State Doc Fee: \$26.50  
Recording Fee: \$11.00

THIS DEED is dated the 30 day of June, 2014, and is made between

Earl R. Marshall

(whether one, or more than one), the "Grantor" of the County of Logan and State of Colorado and

SSY W 127  
William K. Decker and Sheila S. Decker, as joint tenants

(whether one, or more than one), the "Grantee", whose legal address is 21871 County Road 44, Sterling, CO 80751 of the County of Logan and State of Colorado.

WITNESS, that the Grantor, for and in consideration of the sum of Two Hundred Sixty Five Thousand Dollars and No Cents ( \$265,000.00 ), the receipt and sufficiency of which is hereby acknowledged, hereby grants, bargains, sells, conveys and confirms unto the Grantee and the Grantee's heirs and assigns forever, all the real property, together with any improvements thereon, located in the County of Logan and State of Colorado described as follows:

The E1/2SE1/4 of Section 15, Township 9 North, Range 52 West of the 6th P.M., Logan County, Colorado

**\*\*Excepting and reserving unto Seller, and to seller's heirs and assigns, all of seller's right title and interest in and to all of the oil, gas and other minerals (including without limitation oil, gas, hydrocarbons, sulfur, coal, lignite and uranium) in, on and under the property to be conveyed, including any and all royalties, bonus amounts, delay rentals and other payments due and payable under any existing or future oil, gas or mineral lease.\*\***

also known by street address as: 21871 County Road 44, Sterling, CO 80751

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, the reversions, remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances;

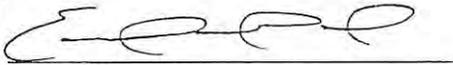
TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the Grantees, and the Grantees' heirs and assigns forever.

The Grantor, for the Grantor and the Grantor's heirs and assigns, does covenant, grant, bargain, and agree to and with the Grantee, and the Grantee's heirs and assigns: that at the time of the ensembling and delivery of these presents, the Grantor is well seized of the premises above described; has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, and in fee simple; and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid; and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature soever, except and subject to:

2014 taxes and all subsequent years, restrictions, reservations, covenants, easements and rights-of-way of record, if any.

And the Grantor shall and will WARRANT THE TITLE AND DEFEND the above described premises, but not any adjoining vacated street or alley, if any, in the quiet and peaceable possession of the Grantees, and the heirs and assigns of the Grantees, against all and every person or persons lawfully claiming the whole or any part thereof.

IN WITNESS WHEREOF, the Grantor has executed this deed on the date set forth above.

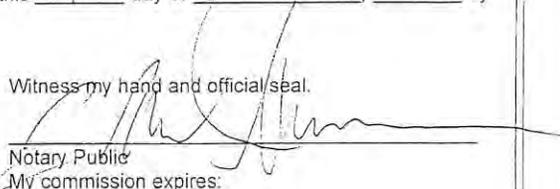
  
Earl R. Marshall

State of Colorado  
County of Crow

The foregoing instrument was acknowledged before me this 17<sup>th</sup> day of June, 2014 by Earl R. Marshall.

Witness my hand and official seal.

J. MICHAEL THOMAS JR.  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID # 20094028555  
MY COMMISSION EXPIRES SEPTEMBER 08, 2017

  
Notary Public  
My commission expires:

DECKER, SHEILA CUP 227  
Chiropractic Animal Clinic  
21871 CR 44, Sterling







DECKER, SHEILA CUP 227  
Chiropractic Animal Clinic  
21871 CR 44, Sterling

**RESOLUTION  
NO. 2015 – 30**

**A RESOLUTION GRANTING A SPECIAL USE PERMIT (SUP) TO OPERATE A PUBLIC SHOOTING SPORTS COMPLEX, WITH RELATED EQUIPMENT AND STRUCTURES ON THE PROPERTY DESCRIBED AS FOLLOWS:**

TOWNSHIP 7 NORTH, RANGE 52 WEST OF THE 6<sup>TH</sup> PRINCIPAL MERIDIAN, LOGAN COUNTY, COLORADO:

SECTION 3: That part of the West Half (W2) lying South and East of that parcel of land conveyed to the Department of Highways, State of Colorado, by Deed recorded December 18, 1963 in Book 576 at Page 310 of the Logan County records, except Lot 3 of said Section 3.

SECTION 4: That part of the Southeast Quarter (SE4) lying South and East of that parcel of land conveyed to the Department of Highways, State of Colorado, by Deed recorded December 18, 1963 in Book 576 at Page 310 of the Logan County Records.

**WHEREAS**, Logan County Shooting Sports Advisory Board has applied for a Special Use Permit (SUP) to construct and operate a public shooting range, with related equipment and structures, on the above-described property; and

**WHEREAS**, the property is currently zoned Agricultural District, and

**WHEREAS**, the Logan County Planning Commission, after reviewing all materials, taking testimony of the applicant and surrounding property owners, and finding no issues that would limit or deny this application, recommended an approval of this application for the requested Special Use Permit at their regular meeting on September 22, 2015, and

**WHEREAS**, the applicant has provided Colorado stamped engineered drawings prepared according to the most current NRA Sourcebook guidelines, proof of current liability insurance, a written plan for lead abatement, notification of landowners within one mile of proposed site, a land use description for all parcels within one mile of the proposed site, and a written plan of operations; and

**WHEREAS**, the applicant is requesting approval of a Special Use Permit to operate a public shooting sports complex, with related equipment and structures, with the period of the Special Use Permit to run for 5 years, commencing on the date of the approval of the requested Special Use Permit.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LOGAN COUNTY, COLORADO:**

**I. APPROVAL:**

The application of The Logan County Shooting Sports Advisory Board for approval of a Special Use Permit to operate a public shooting sports complex, with related equipment and structures, is GRANTED, subject to the conditions set forth below.

**II. FINDINGS OF FACT:**

1. Applicant has contacted Department of Highways, State of Colorado (CDOT) and has been informed that a special use permit will not be necessary to operate lighting in close proximity to US Interstate 76.
2. The use is compatible with existing land uses in the area, which is zoned Agricultural District.

**III. CONDITIONS:**

1. The proposed site shall be suitably fenced around the perimeter with

safety/warning signs posted every (500') five hundred feet or, where unfenced, the perimeter of the proposed site shall be conspicuously marked with safety/warning signs every (200') two hundred feet.

2. Design of the Complex shall utilize the natural landscape as much as reasonably possible for noise mitigation.

3. The Complex shall meet the set-back requirements of the Agriculture Zone District.

4. The Complex shall provide natural or artificial backstops/bullet stops for areas that involve pistol, rifle or archery practice.

5. Operation of the Complex shall remain compliant with all applicable Federal, state or local laws and regulations for the operation of outdoor shooting ranges.

BE IT THEREFORE RESOLVED, that Special Use Permit 227 is granted for the operation of a Public Outdoor Shooting Sports Complex, subject to the conditions set forth above and subject to application for renewal for continued permitted use after October 6, 2020. The Board of County Commissioners of Logan County retains continuing jurisdiction over the permit to address future issues concerning the site and to insure compliance with the conditions of the permit. The applicant is responsible for complying with all of the forgoing conditions and all other county zoning or other land use regulations. Noncompliance with any of the conditions may be cause for revocation of the permit.

Done the 6<sup>th</sup> day of October, 2015.

LOGAN COUNTY BOARD OF COMMISSIONERS  
LOGAN COUNTY, COLORADO

\_\_\_\_\_  
(Aye)(Nay)  
Rocky L. Samber

\_\_\_\_\_  
(Aye)(Nay)  
Gene A. Meisner

\_\_\_\_\_  
(Aye)(Nay)  
David G. Donaldson

I, Pamela M. Bacon, County Clerk and Recorder in and for the County of Logan, State of Colorado, do hereby certify that the foregoing Resolution was adopted by the Board of County Commissioners of the Logan and State of Colorado, in regular session on the 6<sup>th</sup> day of October, 2015.

\_\_\_\_\_  
County Clerk and Recorder

LOGAN COUNTY SPECIAL USE PERMIT APPLICATION  
AS REQUIRED BY THE LOGAN COUNTY ZONING RESOLUTION  
DEPARTMENT OF PLANNING & ZONING  
LOGAN COUNTY COURTHOUSE  
STERLING, COLORADO 80751

Advisory Bd.

**Applicant**

Name: Dennis Veerow for Logan County Shooting Sports Complex Phone: 970-522-9242

Address: 513 N. 7th St, Sterling, Co 80751

**Landowner**

Name: Logan County Board of Comm. Phone: 970-522-7879

Address: 315 Main St, Sterling, Co. 80751

**Description of Property**

Legal: 1/4 Section W2 Section 3 Township 7 Range 52

Address: \_\_\_\_\_ Access off CR or Hwy: Hwy 6

New Address Needed:  Y or  N Subdivision Name: \_\_\_\_\_

Filing \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Tract \_\_\_\_\_ Lot Size \_\_\_\_\_

Current Zoning: Ag Current Land Use: Ag

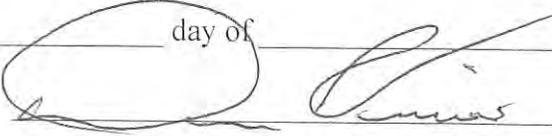
Proposed Special Use: \_\_\_\_\_

Terms of Special Use: \_\_\_\_\_

Building Plans: \_\_\_\_\_  
LOGAN CO Board of Commissioners  
SHOOTING SPORTS COMPLEX  
SUP 226 2015  
Sections 3-4 7-52

I, (We), hereunto submit this application for a Special Use Permit to the Board of County Commissioners, together with such plans, details and information of the proposed conditional use. I, (We), further understand that the Board of Logan County Commissioners may, in addition to granting a Special Use Permit, impose additional conditions to comply with the purpose and interest of the Logan County Zoning Resolutions and Zoning Map.

Dated at Sterling, Colorado, this \_\_\_\_\_ day of \_\_\_\_\_

Signature of Applicant: 

Signature of Landowner: \_\_\_\_\_

FOR COUNTY USE

Application Fee: One Hundred Dollars (\$100.00) *waived*

Date of Planning Commission: *Sept. 22, 2015*

Recommendation of Planning Commission:  Approval  Denial

Recommended Conditions of the Special Use Permit: *on the condition that the advisory board receives a special use permit from the Colorado Dept. of Transportation.*

*Paul R. Kelly*  
Chairperson, Planning Commission

COUNTY COMMISSIONERS ACTION:

Conditions of the Special Use Permit: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date Granted: \_\_\_\_\_

Date Denied: \_\_\_\_\_

\_\_\_\_\_  
David G Donaldson (Aye) (Nay)

\_\_\_\_\_  
Gene Meisner (Aye) (Nay)

\_\_\_\_\_  
Rocky Samber (Aye) (Nay)

LOGAN CO Board of Commissioners  
SHOOTING SPORTS COMPLEX  
SUP 226 2015  
Sections 3-4 7-52

PARID: 38073503200922  
 ROLL: REAL  
 BOARD OF COUNTY COMMISSIONERS

NBHD: 00709000  
 CITYNAME: STERLING  
 12515 HWY 61

**Parcel**

Class -  
 Total Acres 263.08  
 Total Land Sqft  
 Address 12515 HWY 61  
 Neighborhood 00709000  
 Zip Code 80751 -  
 City STERLING  
 Land Use Code 9999 - EXEMPT  
 Zoning -

**Owner(s)**

Owner BOARD OF COUNTY COMMISSIONERS Percentage Owned 100%

**Legal - Description may be incomplete**

Tax District 113 - REAL  
 Subdivision  
 Lot Dimensions  
 Legal Description W2 LYING S & E OF I-76  
 EXC LOT 3  
 03-07-52

**Land**

Line Number	Land Class	Land Type	Square Feet	Acres	Rate	Market Land Value
1	9139-COUNTY LAND	A-ACREAGE	11,459,765	263.0800		\$171,000.00
Total:						\$171,000.00

**2014 Appraised Value**

Land Value \$105,230  
 Building Value \$0  
 Total Appraised Value \$105,230

**2014 Assessed Value**

Land Value \$30,520  
 Building Value \$0  
 Total Assessed Value \$30,520

**Sales**

Sale Date	Amount	Seller	Buyer	Book	Page
22-JAN-14		POSPICIL WIL	BOARD OF COU	1006	524
17-JAN-14	\$150,000	POSPICIL WIL	BOARD OF COU	1006	525
28-MAR-06	\$0	POSPICIL WIL	POSPICIL WIL	963	995
14-AUG-98	\$42,000	OLSEN NADINE	POSPICIL WIL	918	767
28-OCT-93	\$0	POSPICIL WM	POSPICIL WIL	875	221
16-JUN-93	\$0	POSPICIL GLA	POSPICIL WM	870	922

**2014 Owner Information**

Owner BOARD OF COUNTY COMMISSIONERS  
 Address 315 MAIN ST  
 Address 2  
 City, State, Zip STERLING CO 80751

**2014 Property Details**

Parcel ID 38073503200922  
 Parcel Address 07-52 SEC 30  
 Acres 263.08  
 Legal Description W2 LYING S & E OF I-76  
 EXC LOT 3  
 03-07-52  
 Tax Lien  
 Lien ID  
 Lien Status

LOGAN CO Board of Commissioners  
 SHOOTING SPORTS COMPLEX  
 SUP 226 2015  
 Sections 3-4 7-52

**2014 Tax Bill Summary**

---

County Tax	\$0.00
School Tax	\$0.00
Town/City Tax	\$0.00
Community College Tax	\$0.00
Fire Tax	\$0.00
Conservancy Tax	\$0.00
Conservation Tax	\$0.00
Pest Control Tax	\$0.00
SA/Water/IRR Tax	\$0.00
PP Late Filing Fee	\$0.00
Tax Adjustments Tax	\$0.00
Late Pay Interest	\$0.00
Current Total Tax	\$0.00
Delinquent Due	\$0.00
Current Total Paid	\$0.00
Current Total Due	\$0.00

**Map Link**

---

[Click Here to view map parcel](#)

**The amount shown is for tax only and does not include interest and fees.**

---

**Please call the Treasurer for the amount currently due.**

---

LOGAN CO Board of Commissioners  
SHOOTING SPORTS COMPLEX  
SUP 226 2015  
Sections 3-4 7-52

RESOLUTION  
NO. 2012-31

A RESOLUTION AMENDING THE LOGAN COUNTY, COLORADO, ZONING RESOLUTION ADOPTED BY RESOLUTION ON OCTOBER 10, 1973, PURSUANT TO C.R.S. 30-28-112.

WHEREAS, the Board of Commissioners is empowered to regulate land use in Logan County outside the jurisdictional limits of any incorporated city, and

WHEREAS, a Public Hearing required by §30-28-112, Colorado Revised Statutes, was held to review the Logan County, Colorado, Zoning Resolution and an amendment for the 1990 Logan County Zoning Resolution on September 25, 2012, at the Logan County Courthouse, Sterling, Colorado. Such change would amend the 1990 Zoning Resolution by amending Section 3.1 – Use Schedules for Zoning District by adding the following use:

- Shooting Ranges Use by Special Use Permit (P) Agricultural District, and

by amending Section 7.3 - Supplementary Regulations for Certain Uses by Right, Condition and Special Uses allowed by Permit Only, by adding the following provisions:

M. All Outdoor Shooting Ranges shall be subject to the following provisions:

1. Applications for new outdoor shooting ranges must include the following:
  - a. A Colorado stamped engineered drawing prepared according to the most current NRA Sourcebook guidelines. Such plan should include, but is not limited to, supporting safety factors, topography, firing lines, shot fall area, location of equipment, storage and/or meeting facilities, parking facilities, property lines and access. The land area for the proposed site shall be sufficient to encompass all shot fall. The site of new outdoor shooting ranges should take advantage of natural terrain if possible.
  - b. Proof of current liability insurance or a commitment to issue liability insurance. Liability insurance shall be kept current and is subject to annual verification.
  - c. A written plan for lead abatement.
  - d. Names and addresses of landowners within one mile of the proposed site, for notification purposes.
  - e. A land use description for all parcels within one mile of the proposed site.
  - f. A written plan of operations, including but not limited to, proposed hours of operation, estimated number and frequency of planned events, plans for lighting (should be directional and hooded to avoid light spillage onto neighboring properties,) landscape screening, safety and security plans.
2. Outdoor Shooting Ranges shall be suitably fenced around the perimeter of the proposed site with safety/warning signs posted every (500') five hundred feet or, when unfenced, the perimeter of the proposed site shall be conspicuously marked with safety/warning signs every (200') two hundred feet.
3. Where remoteness of location or natural screening is not sufficient for noise mitigation, Outdoor Shooting Ranges should install approved landscape screening for noise mitigation. Applicants are referred to Colorado Revised Statute 25-12-109 regarding Noise Abatement.
4. Outdoor Shooting Ranges shall meet the set-back requirements of the underlying zoning district.

5. Outdoor Shooting Ranges which include Pistols, Rifles, or Archery shall provide natural or artificial backstops/bullet stops.
6. The Logan County Board of County Commissioners shall consider site specific factors when considering items, including but not limited to, hours of operation, use of lights, landscape screening, safety risk, number of allowed events, including camping, and other aspects of operation. These items may be listed as conditions on any approved Special Use Permit, and

by amending Section 12.3 – Definitions, by adding the following definitions:

**Backstop/Bullet Stop:** A device constructed to stop or re-direct bullets or arrows fired on a range.

**Firing Line:** A line parallel to a target from which firearms or arrows are discharged.

**Outdoor Shooting Range:** A public or private facility designed and improved to encompass shooting stations or firing lines, target areas, berms and baffles, and other related components, including individual shooting ranges, shot fall zones, structures, parking areas, and other associated improvements, designed for the purpose of providing a place for the discharge of various types of firearms or the practice of archery. Does not include incidental target practice areas on private property.

**Shot Fall:** An area within which the shot or pellets contained in a shotgun shell typically fall.

The Planning Commission has reviewed and studied the proposed change in the Zoning Code as an amendment to the 1990 Logan County Zoning Resolution, so identified and the change is consistent with the approved Logan County Master Plan Policy 52.11; and

**WHEREAS,** the Logan County Planning Commission legally advertised this proposed change to the Zoning Regulations on August 13, 2012 and conducted a Public Meeting on September 18, 2012, at which public comment and input was given; and

**WHEREAS,** the Logan County Planning Commission, pursuant to §30-28-112, Colorado Revised Statutes, has certified a copy of said amendments to the zoning resolution, and

**WHEREAS,** the Board of County Commissioners legally advertised this proposed change to the Zoning Regulations on August 13, 2012 and conducted a Public Hearing on September 25, 2012, at which public comment and input was given.

**NOW, THEREFORE, BE IT RESOLVED** by the County Commissioners of Logan County that the Logan County Zoning Resolution adopted on October 10, 1973, is hereby amended through the addition of language in Section 3.1 – Use Schedules for Zoning District by adding the following use:

- Shooting Ranges Use by Special Use Permit (P) Agricultural District

through the addition of language in Section 7.3 – Supplementary Regulations for Certain Uses by Right, Condition and special Uses Allowed by Permit Only, by adding the following provisions:

M. All Outdoor Shooting Ranges shall be subject to the following provisions:

- I. Applications for new outdoor shooting ranges must include the following:
  - a. A Colorado stamped engineered drawing prepared according to the most current NRA Sourcebook guidelines. Such plan should include, but is not limited to, supporting safety factors, topography, firing lines, shot fall area, location of equipment, storage and/or meeting facilities, parking facilities, property lines and access. The land area for the proposed site shall be sufficient to encompass all

- shot fall. The site of new outdoor shooting ranges should take advantage of natural terrain if possible.
- b. Proof of current liability insurance or a commitment to issue liability insurance. Liability insurance shall be kept current and is subject to annual verification.
  - c. A written plan for lead abatement.
  - d. Names and addresses of landowners within one mile of the proposed site, for notification purposes.
  - e. A land use description for all parcels within one mile of the proposed site.
  - f. A written plan of operations, including but not limited to, proposed hours of operation, estimated number and frequency of planned events, plans for lighting (should be directional and hooded to avoid light spillage onto neighboring properties,) landscape screening, safety and security plans.
2. Outdoor Shooting Ranges shall be suitably fenced around the perimeter of the proposed site with safety/warning signs posted every (500') five hundred feet or, when unfenced, the perimeter of the proposed site shall be conspicuously marked with safety/warning signs every (200') two hundred feet.
  3. Where remoteness of location or natural screening is not sufficient for noise mitigation, Outdoor Shooting Ranges should install approved landscape screening for noise mitigation. Applicants are referred to Colorado Revised Statute 25-12-109 regarding Noise Abatement.
  4. Outdoor Shooting Ranges shall meet the set-back requirements of the underlying zoning district.
  5. Outdoor Shooting Ranges which include Pistols, Rifles, or Archery shall provide natural or artificial backstops/bullet stops.
  6. The Logan County Board of County Commissioners shall consider site specific factors when considering items, including but not limited to, hours of operation, use of lights, landscape screening, safety risk, number of allowed events, including camping, and other aspects of operation. These items may be listed as conditions on any approved Special Use Permit, and

through the addition of language in Section 12.3 – Definitions by adding the following:

**Backstop/Bullet Stop:** A device constructed to stop or re-direct bullets or arrows fired on a range.

**Firing Line:** A line parallel to a target from which firearms or arrows are discharged.

**Outdoor Shooting Range:** A public or private facility designed and improved to encompass shooting stations or firing lines, target areas, berms and baffles, and other related components, including individual shooting ranges, shot fall zones, structures, parking areas, and other associated improvements, designed for the purpose of providing a place for the discharge of various types of firearms or the practice of archery. Does not include incidental target practice areas on private property.

**Shot Fall:** An area within which the shot or pellets contained in a shotgun shell typically fall,

as certified to this Board by the Logan County Planning Commission on the 18<sup>th</sup> day of September, 2012, is hereby adopted as the revised Logan County Zoning Resolution for Logan County, Colorado.

DONE on Tuesday, this 25<sup>th</sup> day of September, 2012.

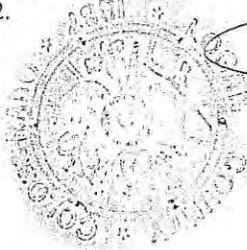
LOGAN COUNTY BOARD OF COMMISSIONERS  
LOGAN COUNTY, COLORADO

David H. Donald (Ave) ~~(Nay)~~  
David Donaldson

James Edwards (Ave) (Nay)  
James Edwards

ABSENT (Ave) (Nay)  
Debra L. Zwirn

I, Pamela M. Bacon, County Clerk and Recorder in and for the County of Logan, State of Colorado, do hereby certify that the foregoing Resolution was adopted by the Board of County Commissioners of the Logan and State of Colorado, in regular session on the 25<sup>th</sup> day of September, 2012.



Pamela M. Bacon  
County Clerk and Recorder

Account # : 5053528

Phone (Primary) : (970) 522-7879

Start Date : 8/21/2015

Stop Date : 8/21/2015

Rate : PUBLIC - STERLING LEGAL LINER \$.473

Publication : ST - Sterling Journal Advocate

Run Status : A

Supervisor Status : A

Street 1 {Primary} : 315 MAIN

City (Primary) : STERLING

ZIP (Primary) : 80751-

Class Code : 2500 - PUBLIC NOTICE

Caller : CAROL PIVONKA

Ad Sales Rep. : CL10 - Wade, Myrna

Company (Primary) : LOGAN COUNTY PLANNING

Total : \$25.54

Inserts : 1

Ad id : 5654103

PUBLIC HEARING CORRECTION  
There will be a meeting of the Logan County Planning Commission on Tuesday, September 22, 2015 at 7:00 PM, in the Logan County Courthouse, 2nd floor meeting room, 315 Main St., Sterling, Colorado, to consider a request for a Special Use Permit, submitted by Board of Commissioners of Logan County for the Logan County Shooting Sports Complex on a property described as:

OWNSHIP 7 NORTH RANGE  
WEST OF THE 6TH PRINCIPAL MERIDIAN, LOGAN COUNTY, COLORADO:

SECTION 3: That part of the West Half (W2) lying South and East of that parcel of land conveyed to the Department of Highways, State of Colorado, by Deed recorded December 18, 1953 in Book 576 at Page 310 of the Logan County records, Except Lot 3 of said Section 3.

SECTION 4: That part of the Southeast Quarter (SE4) lying South and East of that parcel of land conveyed to the Department of Highways, State of Colorado, by Deed recorded December 18, 1963 in Book 576 at Page 310 of the Logan County Records. This application will be heard by the Logan County Board of County Commissioners at their regular hearing on Tuesday, October 6, 2015 at 9:00 AM, in the 2nd floor meeting room, Logan County Courthouse, 315 Main Street, Sterling, Colorado.

For information contact the LC Planning Dept. at 970-522-379, 315 Main St., Sterling, CO.

LOGAN CO Board of Commissioners  
SHOOTING SPORTS COMPLEX  
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# Adjacent Landowners

STATE OF COLORADO  
DEPARTMENT OF TRANSPORTATION  
4201 ARKANSAS AVE  
DENVER, CO 80200

STERLING CITY OF  
P O BOX 4000  
STERLING, CO 80751

STATE OF COLORADO  
DEPARTMENT OF CORRECTIONS  
2862 S. CIRCLE DR, SUITE 400  
COLORADO SPRINGS, CO 80906

RUFF FAMILY PARTNERSHIP LLLP  
5117 ZIEGLER RD  
FORT COLLINS, CO 80528

KRIER ALAN D  
KRIER VONDA V  
11820 C.R. 370  
STERLING, CO 80751

HENRY JUSTIN R  
HENRY CYNTHIA A  
11539 C.R. 370  
STERLING, CO 80751

HESSLER ROGER  
HESSLER LORIE  
11297 C.R. 370  
STERLING, CO 80751

BOARD OF COUNTY COMMISSIONERS  
315 MAIN STREET  
STERLING, CO 80751

STATE OF COLORADO  
BOARD OF LAND COMMISSIONERS  
1313 SHERMAN ST  
DENVER, CO 80203

BRANDT HENRY  
11481 C.R. 370  
STERLING, CO 80751

GOULD CHRISTOPHER A  
RAMEY BETTY J  
11874 C.R. 370  
STERLING, CO 80751

BOWERS MICHAEL  
BOWERS KIMBERLY  
19920 MARIGOLD DR  
STERLING, CO 80751

HAMPTON DAVID L  
HAMPTON JACKIE A  
11089 C.R. 370  
STERLING, CO 80751

LAMBRECHT TERRY L  
LAMBRECHT MELINDA S  
11281 C.R. 370  
STERLING, CO 80751

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MYERS ROBERT G  
323 STATE ST  
STERLING, CO 80751

HILL JILL R  
11930 C.R. 370  
STERLING, CO 80751

PENNINGTON ROBERT E  
PENNINGTON CYNTHIA D  
20004 C.R. 26  
STERLING, CO 80751

ARLP TRUST 2  
WALTER TAMILA E  
918 ALLISON AVE  
CANON CITY, 81212

STARMAN CARRIGAN LLC  
PO BOX 328  
STERLING, CO 80751

BORNHOFT DANIEL L  
BORNHOFT KRIS A  
12016 C.R. 370  
STERLING, CO 80751

WELCH K MICHAEL  
WELCH TAMARA  
12271 C.R. 370  
STERLING, CO 80751

THIESSEN RODNEY  
THIESSEN LUELLA D  
11938 C.R. 370  
STERLING, CO 80751

SCHROEDER RONALD  
SCHROEDER GLORIA  
11902 C.R. 370  
STERLING, CO 80751

STURGIS GRETCHEN ANN  
19899 CHAMBERS DR  
STERLING, CO 80751

BUFFALO HILLS PROPERTIES INC  
P O BOX 668  
STERLING, CO 80751

BARTON JERRY A  
923 HWY 61  
STERLING, CO 80751

BOHLER FAMILY FARMS LLC  
12003 C.R. 370  
STERLING, CO 80751

KRIER TYLER D  
12343 C.R. 370  
STERLING, CO 80751

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CHUNG LEE INN & SUITES INC  
1460 E CHESTNUT  
STERLING, CO 80751

LINWELD INC  
A NEBRASKA CORP  
150 ALLEN RD  
BASKING RIDGE, NJ 07920

FLOW LLC  
P0 BOX 430  
STERLING, CO 80751

LEBSOCK 200 HAYS LLC  
17566 C.R. 30  
STERLING, CO 80751

VY TRUCK LINE INC  
A COLORADO CORPORATION  
P0 BOX 430  
CROOK, CO 80726

LOWERY LAWRENCE L II  
LOWERY CHERYL L  
P 0 BOX 346  
JULESBURG, CO 80737

COLORADO RETAIL VENTURES LLC  
P 0 BOX 867  
STERLING, CO 80751

ROTHER H2O LLC  
406 MELBA RD  
STERLING, CO 80751

SONNENBERG FAMILY TRUST  
508 FAIRHURST ST  
STERLING, CO 80751

TAU LIMITED  
21804 HWY 6  
STERLING, CO 80751

STERLING HOTEL GROUP LLC  
19214 INGOMAR ST  
RESEDA, CA 91335

STERLING HOSPITALITY LLC  
10 3 120TH AVE  
NORTHGLENN, CO 80233

STERLING LODGING LLC  
A COLORADO CORPORATION  
2601 ZUNI ST  
DENVER, CO 80211

KSTC INCORPORATED  
P0 BOX 830  
STERLING, CO 80751

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STERLING SUNDOWNER LLC  
125 OVERLAND TR  
STERLING, CO 80751

NICHOLS R JOSEPH  
NICHOLS LEE ANN  
12288 C.R. 370  
STERLING, CO 80751

STATE OF COLORADO  
2682 CIRCLE DR  
COLORADO SPRINGS

CARRIGAN DOUGLAS A  
16242 POPLAR ST  
BRIGHTON, CO 80602

GUENZ1 EVA M TRUST  
916 FAIRHURST  
STERLING, CO 80751

BOHLER DELBERT E  
P0 BOX 986  
STERLING, CO 80751

STATE OF COLORADO  
DIVISION OF WILDLIFE  
6060 BROADWAY  
DENVERCO 80216

MCCRACKEN JOEL  
MCCRACKEN JUSTINA  
11075 C.R. 370  
STERLING, CO 80751

HOWELL JOHN  
HOWELL KAREN  
10755 C.R. 370  
STERLING, CO 80751

MONAHAN DORIS L  
P 0 BOX 1231  
STERLING, CO 80751

STERLING REDI-MIX CO  
P 0 BOX 1908  
STERLING, CO 80751

FIX HOWARD D JR  
FIX JULIE A  
11387 C.R. 370  
STERLING, CO 80751

REATA PETROLEUM CORPORATION  
21804 HWY 6  
STERLING, CO 80751

VANDEMOER CHRIS  
14702 C.R. 20  
ATWOOD, CO 80722

MCCRACKEN JOEL  
MCCRACKEN JUSTINA  
11075 C.R. 370  
STERLING, CO 80751

FERRIN ROSS  
6261 CHIMNEY ROCK TR  
MORRISON, CO 80465

WILLIAMS BEVERLY A  
1901 PTAMIGAN TR, APT 203  
ESTES PARK, CO 80517

DUFFY TIMOTHY  
DUFFY CYDNIE  
11768 C.R. 370

STERLING, CO 80751

TAB PROPERTY LLC  
511 JONQUIL RD  
STERLING, CO 80751

POSPICIL WILLIAM J  
17 ATLANTIC AVE  
NEWPORT, RI 02840

LAND USE DESCRIPTION FOR ALL PARCELS WITHIN ONE MILE OF PROPOSED LOGAN COUNTY SHOOTING SPORTS COMPLEX

ADDRESS OR LAND DESCRIPTION	ACERAGE	OWNER	ZONING USE
118-120 N Riverview Rd.	5.98	State of Colorado - CDOT	Environmental Protection
110 N Riverview Rd	17.1	Board of County Commissioners	Environmental Protection
102 N Riverview Rd	8.35	City of Sterling	Commercial Highway
Highway 61	190	State of Colorado - Board of Land Commissioners	Agriculture
12101 Highway 61	84	State of Colorado - Department of Corrections	Industrial
11481 CR 370	4.82	Henry Brandt	Environmental Protection
10295 CR 370	423	Ruff Family Partnership LLC	Agriculture
11874 CR 370	1.26	Christopher A Gould	Commercial Highway
11820 CR 370	1.54	Alan D Krier	Commercial Highway
19920 Marigold Drive	10	Michael & Kimberly Bowers	Environmental Protection
11539 CR 370	4.6	Justin R & Cynthia Henry	Environmental Protection
11089 CR 370	22.12	David L and Jackie Hampton	Environmental Protection
11297 CR 370	2.58	Roger & Lorie Hessler	Environmental Protection
11281 CR 370	1.33	Terry L and melinda Lambrecht	Environmental Protection
11193 CR 370	2.93	Robert G Myers	Environmental Protection
11938 CR 370	2.4376	Rodney and Luella Thiessen	Environmental Protection
11930 CR 370	2	Jill R Hill	Commercial Highway
11902 CR 370	0.96	Ronald and Gloria Schroeder	Commercial Highway
20004 CR 26	31	Robert E and Cynthia Pennington	Environmental Protection
19899 Chambers Drive	15.96	Gretchen Ann Sturgis	Environmental Protection
11641 CR 370	2.06	ARLP Trust 2 - Tamila E Walter	Environmental Protection
2440 E Chestnut	9	Buffalo Hills Properties Inc	Commercial Highway
12220 Highway 61	4.6	Starman Carrigan LLC	Agriculture
12070 CR 370	4.27	Jerry A Barton	Environmental Protection
12016 CR 370	3.03	Daniel L and Kris A Bornhoft	Commercial Highway
12003 CR 370	61	Bohler Family Farms LLC	Environmental Protection
12271 CR 370	10	Michael K Welch	Environmental Protection
12343 CR 370	4.72	Tyler D Krier	Environmental Protection
1460 E Chestnut	2.43	Chung Lee Inn & Suites Inc	Commercial Highway
530 E Chestnut	3.6499	Linweld Inc	Commercial Highway
520 E Chestnut	8.509	Flow LLC	Industrial

555 E Chestnut	5.14	Lebsock 200 Hays LLC	Commercial Highway
1410 E Chestnut	9	VY Truck Line Inc	Commercial Highway
20974 Highway 6	0.36	Lawrence L and Cheryl Lowery	Commercial Highway
1550 E Chestnut	2.25	Colorado Retail Ventures LLC	Commercial Highway
19727 Factory Street	236.31	Rothe H2O LLC	Industrial
07/52 Sec 01/02/03	1239	State of Colorado - Board of Land Commissioners	Agriculture
07/52 Sec 04	1	Ruff Family Partnership LLC	Agriculture
07/52 Sec 16	621	State of Colorado - Board of Land Commissioners	Agriculture
08/52 Sec 35	123.25	Sonnenberg Family Trust	Agriculture
08/52 Sec 34	33.7307	City of Sterling	Commercial Highway
300 Riverview Rd	44.47	City of Sterling	Commercial Highway
08/52 Sect 34	4	City of Sterling	Commercial Highway
12700 Highway 61	13.36	City of Sterling	Commercial Highway
21804 Highway 6	0	Tau Limited	Commercial Highway
08/52 Sec 34	136	City of Sterling	Commercial Highway
2020 Leisure Lane	2.34	Sterling Hotel Group LLC	Commercial Highway
08/52 Sec 35/36	1048	State of Colorado - Board of Land Commissioners	Agriculture
2145 Leisure Lane	5.89	Sterling Hospitality LLC	Commercial Highway
2115 Leisure Lane	0	Sterling Lodging LLC	Commercial Highway
East Chestnut St	0.23	City of Sterling	Industrial
08/52 Sec 34	95.1	City of Sterling	Commercial Highway
08/52 Sec 34	94.41	City of Sterling	Environmental Protection
08/52 Sec 34	3	City of Sterling	Commercial Highway
08/52 Sec 34	0	City of Sterling	Commercial Highway
Overland Trail Rd	0	KSTC Inc	Environmental Protection
08/52 Sec 33	114	City of Sterling	Commercial Highway & Environment Protection
125 Overland Trail Rd	3.07	Sterling Sundowner LLC	Commercial Highway
12288 CR 370	7.66	Joseph and Lee Ann Nichols	Environmental Protection
08/52 Sec 34	79	State of Colorado	Agriculture
08/52 sec 35	40	Douglas A Carrigan	Agriculture
08/52 sec 35	8	Beverly A Williams	Industrial
07/52 Sec 04	95	Bohler Family Farms LLC	Environmental Protection
11709 CR 47	81	Beverly A Williams	Industrial and Agriculture
07/52 Sec 04	78	Eva M Guenzi Trust	Environmental Protection

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07/52 Sec 04	80.304	Delbert E Bohler	Environmental Protection
07/52 Sec 04/05	86	State of Colorado - Division of Wildlife	Environmental Protection
07/52 Sec 04/09	112.8	Joel and Justina McCracken	Environmental Protection
10755 CR 370	35.32	John and Karen Howell	Environmental Protection
07/52 Sec 09	110	State of Colorado - Board of Land Commissioners	Agriculture
07/52 Sec 10/11/12	1910	State of Colorado - Board of Land Commissioners	Agriculture
07/52 13/14/15/22	2616	State of Colorado - Board of Land Commissioners	Agriculture
Edward Ave	41	Doris L Monahan	Environmental Protection
160 Harris St	51	Sterling Redi-Mix CO	Environmental Protection
11387 CR 370	2.56	Howard and Julie Fix	Environmental Protection
11168 CR 370	398	Board of County Commissioners	Commercial Highway and Agriculture
2170 E Chestnut	1.73	Reata Petroleum Corporation	Commercial Highway
08/52 Sec 34	3.46	Sterling Hotel Group LLC	Commercial Highway
1555 E Chestnut	0.67	Chris Vandermoer	Environmental Protection
11075 CR 370	2.5	Joel and Justina McCracken	Environmental Protection
08/52 Sec 33	60.77	Ross Ferrin	Industrial and Environmental Protection
07/52 Sec 02/03	36	Beverly A Williams	Industrial
11768 CR 370	2.976	Timothy Duffy	Commercial Highway
08/52 Sec 34	3.27	State of Colorado - Department of Corrections	Agriculture
12204 CR 370	3.25	Tab Property LLC	Environmental Protection
07/52 03/04	134.92	William J Pospicil	Commercial Highway
12700 Highway 61	42.13	City of Sterling	Commercial Highway

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# *Certificate of Participation*

## Colorado Counties Casualty and Property Pool (CAPP) For the Coverage Period January 1, 2015 through December 31, 2015

### LOGAN COUNTY

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Colorado Counties Casualty and Property Pool (CAPP) hereby certifies that **Logan County** is a participating Member of CAPP for the period beginning January 1, 2015 through December 31, 2015. The coverages, conditions of membership, and other provisions applicable to members of CAPP are as described in CAPP's Bylaws and Intergovernmental Agreement and in the applicable excess policies, policy statements and endorsements thereto, copies of which have been or will be provided to **Logan County**.

The types and monetary limits of the coverages provided to **Logan County** through membership in CAPP, in consideration of the payment of its contributions, are limited, as of the date of this certificate, to those which are shown below. The scope, terms, conditions and limitations of coverages are governed by the aforementioned agreement and policies.

I) **The types of coverages, subject to the limit on CAPP's liability in Section II below, are as follows:**

- A) Property (including EDP, mobile equipment, and auto physical damage)
- B) Liability
  - 1) Bodily Injury, Property Damage (General Liability, Auto Liability)
  - 2) Wrongful Acts committed in the conduct of duties (Public Entity Management Liability)
  - 3) Bodily Injury, Property Damage, Personal Injury (Law Enforcement Liability)
  - 4) Errors or omissions in the administration of an insured's employee benefits (Employee Benefits Liability)
  - 5) Injury resulting from healthcare professional services rendered by any insured who is not a medical doctor, psychologist, psychotherapist or nurse practitioner. (Healthcare Professional Liability).
- C) Crime
  - 1) Monies and Securities (inside)
  - 2) Monies and Securities (outside)
  - 3) Employee Fidelity
- D) Boiler and Machinery
- E) Network Security Liability

II) **CAPP Retention, Aggregate Limits, and Member Deductibles**

For the coverages described in Section I, CAPP shall be liable only for payment of the self-insured retention and only to a total annual aggregate amount for members of CAPP as a whole of the amount of the CAPP loss fund for the coverage period. CAPP's per claim/occurrence retentions are limited to the following for the foregoing coverages:

- A) \$150,000 per claim/occurrence **property** – County deductible \$500
- B) \$250,000 per claim/occurrence **liability** (per coverage line) –County deductible \$0 except in certain claims - See CAPP Policy Statements.
- C) \$150,000 per claim/occurrence **crime** – County deductible \$500
- D) \$5,000 per loss **boiler and machinery** – County deductible \$500
- E) \$10,000 or \$25,000 per claim/occurrence **network security liability** – County deductible \$0

There is a maintenance deductible of \$500, which applies to each of the County's first party claims/occurrences/losses (property claims). Payment of the deductible reduces the amount otherwise payable under the applicable CAPP retention.

Pertaining to all liability losses, CAPP has purchased aggregate retention protection with a pool self-insured retention of \$6 million in any one policy year.

Coverages in excess of the foregoing pool retentions are provided only by the excess insurers in applicable excess policies, and are payable only by those excess insurers. The limits of coverage provided by the excess insurers are as follows:

**A. Liability**

From \$250,000 per claim/occurrence to \$10 million per claim/occurrence except for auto, which is non-aggregated, subject to the following:

All liability coverages are provided on a claims-made coverage form. In no event shall the maximum per claim/occurrence payment exceed the following for general liability, auto liability, public entity management liability, law enforcement liability, employee benefits liability or healthcare professional liability claims subject to the Governmental Immunity Act: \$350,000 per person and \$990,000 per occurrence. Additional limits, sublimits and aggregates apply as provided in the applicable excess policies.

**B. Crime**

From \$150,000 to \$1 million each occurrence. Additional limits, sublimits and aggregates apply as provided in the applicable excess policies.

**C. Boiler and Machinery**

From \$5,000 to the cost of repair/replacement for each actual loss sustained up to \$100 million. Additional limits, sublimits and aggregates apply as provided in the applicable excess policies.

**D. Property**

From \$150,000 to \$100 million each occurrence. "All Risk" basis with sublimits of \$10 million newly acquired property, \$5 million new construction each occurrence and \$1 million unscheduled locations. Sublimits of \$5 million for property in Flood Zone A and \$50 million for property in all other flood zones. Newly acquired property must be reported within 90 days. Additional limits, sublimits and aggregates apply as provided in the applicable excess policies.

**E. Network Security Liability**

Privacy Liability: \$1,000,000 each claim/\$1,000,000 Aggregate, \$5,000,000 Maximum Policy Aggregate Limit; Network Security Liability \$1,000,000 Each Claim/\$1,000,000 Aggregate; \$1,000,000; Internet Media Liability Each Claim/\$1,000,000 Aggregate. All member limits are subject to the Pool Aggregate Limits.

Data Breach Fund \$500,000 (notification/credit monitoring, computer forensics, public relations, legal, fraud consultation, and identity restoration services), \$500,000 for Business Interruption; \$500,000 for PCI/Regulatory Fines/Penalties. Additional limits, sublimits and aggregates apply as provided in the applicable excess policies.

The excess insurers for the coverage period are One Beacon, Lexington Insurance Co., Hiscox and ACE.

Information concerning the CAPP loss fund for the coverage period may be obtained by contacting CAPP through its Administrator, County Technical Services, Inc. (CTSI).

**Colorado Counties Casualty and Property Pool**

  
Allen E. Chapman, CTSI Executive  
December 8, 2014

## CONTRACT

THIS CONTRACT, made by and between the COUNTY OF LOGAN, of the State of Colorado, with offices at 315 Main Street, Sterling, Colorado 80751, hereinafter referred to as the "County", and the professional consulting firm of DRAHT CONSULTING, LLC, a Colorado Limited Liability Company with offices at 5026 Arrowhead Drive, Greeley, Colorado 80634, hereinafter referred to as the "Engineer" or "Consultant",

WHEREAS, required approval, clearance and coordination has been accomplished from and with appropriate agencies; and

WHEREAS, the County anticipates the construction of one structure over the Harmony No. 1 Canal with road approaches; and

WHEREAS, the County desires to engage the Consultant to provide the necessary construction plans for the structure and road approaches which is hereinafter referred to as the "Work"; and

WHEREAS, the Work is of prime urgency to the County; and

WHEREAS, the County deems it to be in the public interest to engage the Consultant to perform the Work stated above; and

WHEREAS, the selection of the Consultant by the County was based upon a comparative evaluation of the professional qualifications necessary for satisfactory performance of the services required, with relation to other available engineers so qualified; and

WHEREAS, the Consultant represents that he is in compliance with the State of Colorado Statutes relating to the registration of professional engineers, and has signified his willingness to furnish the required services for the County; and

WHEREAS, the State of Colorado Department of Highways will hereinafter be referred to as "State".

NOW, THEREFORE, it is hereby agreed:

# ARTICLE I

## DESCRIPTION OF WORK AND SERVICES

### SECTION 1. WORK LOCATION

The subject of this contract is the Structure LOG 56-73.9-158 located on County Road 56, within Logan County, crossing the Harmony No. 1 Canal, approximately 0.1 miles south of U.S. Highway 138.

### SECTION 2. SCOPE OF WORK

A. The Engineer shall perform the following:

1. Surveys - Surveys will be made to include the existing roadway alignment, profile and cross sections. The upstream and downstream river channel will be cross-sectioned and profiled as necessary to prepare the backwater and hydraulic analysis. The survey baseline will be referenced for future construction staking.

2. Soils and Foundation Investigation - The site will be investigated using a drill rig to determine depth and capabilities of the bearing formation. The work will include the necessary field and any laboratory tests to provide recommendations on substructure type and allowable bearing loads. Scour depths will be investigated. This investigation shall be performed at the County's expense.

3. Preliminary Design Studies - An alternative analysis to determine whether a single or multi span structure would be the most economical will be prepared. In addition, the preliminary studies will establish the minimum waterway opening, substructure and superstructure type, typical section, span lengths, as well as approach road plan, profile, and typical section. Necessary backwater and hydraulic analysis will be performed to be in compliance with State and County requirements. It is understood that overflow of roads will be permitted during the 100-year flood occurrence. A submittal of all preliminary plans will be made for review and approval by the County.

4. Final Design Plans, Specification, and Estimates - Upon written receipt of approval of the preliminary design study, the construction drawings will be prepared to include the following drawings as required:

- General Information
- Summary of Quantities
- General Layout
- Approach Road Plan and Profile
- Structure Plan and Sections
- Elevations
- Construction Layout
- Girder Layout and Details
- Abutment Details
- Pier Details
- Miscellaneous Details

Special provisions that revise the State's Standard Specifications will be prepared and submitted as required with the final drawings. Proposed construction limits will be shown on the plans to assist the County in any right-of-way acquisition.

## ARTICLE II

### CONTRACT OBLIGATION AND COVENANTS OF THE CONSULTANT

#### SECTION 1. GENERAL REQUIREMENTS

Subsequent to and resultant of the County's performance in furnishing the Consultant the information and data referred to in Article III hereinafter, the consultant agrees to undertake and faithfully fulfill the requirements of this contract. The Consultant agrees to develop in close cooperation with the County, preliminary designs, contract documents and construction estimates. The work is to be consistent with the current design criteria of the State and in conformity with standards adopted by the American Association of State Highway and Transportation Officials (AASHTO) as amended prior to the date of this contract.

Pursuant to County's written authorization to proceed, the Engineer agrees to undertake and prosecute the work hereunder in accordance with the schedule and conditions set forth herein:

#### SECTION 2. DESIGN CRITERIA

1. HS25-44 Loading for Bridge Design
2. Standard Specifications for Highway Bridges, AASHTO, latest edition
3. A Policy on Geometric Design of Highways and Streets, AASHTO, latest edition
4. Standard Specifications for Road and Bridge Construction, CDOT, latest edition
5. Uniform Manual of Traffic Control Devices, FHWA, latest edition

### SECTION 3. PRELIMINARY ENGINEERING

#### A. Pre-Design Meeting:

1. Attend Pre-Design meeting with the County to discuss the scope of the design.

#### B. Survey

1. Locate existing monumented corners within one-half mile of bridge, if any.
2. Establish ties to existing corners, if any.
3. Establish horizontal and vertical control.
4. Survey topography.
5. Survey roadway cross sections at 50 foot stations at road approaches, if applicable.
6. Survey data pertinent to hydrology and hydraulic study.

#### C. Preliminary Hydrology and Hydraulic Design

1. Receive drainage requirements from the County.
2. Obtain historical data.
3. Study drainage area to determine impact on channel flow.
4. Determine precipitation, runoff, peak flows and frequency.
5. Determine water surface profile and perform hydraulic analysis.
6. Determine size and skew of structure.

#### D. Preliminary Structure Design

1. Determine foundation type based on soils investigation.
2. Select type of substructure and superstructure.
3. Prepare general layout for substructure and superstructure.
4. Prepare an application for Nationwide Permit No. 3 for the Department of the Army, Corps of Engineers, Omaha District, if required.
5. Prepare a willow vegetation and wetland grasses restoration plan, if required.

#### E. Preliminary Roadway Design

1. Design horizontal and vertical alignment, if applicable.
2. Determine roadway typical cross section.
3. Plot roadway plan and profile on plan sheet.

#### F. Preliminary Design Review

1. The Preliminary Design submittal shall include the following:
  - Soils Investigation Data
  - Substantiate selection of substructure and superstructure based on hydrology/hydraulic study and cost comparison
  - General layout of substructure and superstructure on plan sheets Roadway plan and profile on plan sheets
  - Typical roadway cross section
2. Submit for review and approval to County.

### SECTION 4. DESIGN ENGINEERING

#### A. Final Hydrology and Hydraulic Design

1. Review preliminary hydrology and hydraulic design and update in accordance with the Preliminary Design review.
2. Determine if embankment protection is required

#### B. Final Structure Design

1. Revise the preliminary roadway design incorporating the comments from the Preliminary Design review and proceed with the final design.

#### C. Final Roadway Design

1. Revise the preliminary roadway design incorporating the comments from the Preliminary Design review and proceed with the final design.
2. Plot roadway cross sections including road approaches, if any.

#### D. Traffic Control Plan

1. Determine detour route and submit to County, if applicable.
2. Prepare Traffic Control plan sheet, if applicable.

#### E. Final Plan Sheets

1. The Final Plan Sheets will include the following information:
  - Sheet Index
  - Project site map
  - Summary of approximate quantities
  - Roadway general notes and typical cross section
  - Geology data
  - Hydrology / Hydraulic data
  - Bridge general notes
  - Substructure layout
  - Superstructure layout
  - Bridge rail and approach rail layout and details
  - Roadway plan and profile

#### F. Bid Documents and Specifications

#### G. Final Design Review

1. The Final Design Submittal will include the following:
  - Final Plan Sheets
  - Bid Documents and Specifications
  - Bridge Ratings
  - Cost Estimates
2. Submit for review and approval to the County.
3. Incorporate corrections to Final Plan Sheets and Bid Documents and Specifications in accordance with the review, if any.

## SECTION 5. CONSTRUCTION ENGINEERING

- A. Print all construction documentation and distribute to bidders.
- B. Provide consultation during bidding process.
- C. Review shop drawings and submittals required for project.

## SECTION 6. PROJECT ENGINEERING

- A. Provide consultation during construction.
- B. Provide periodic on-site visits during construction.

## SECTION 7. FINAL INSPECTION

- A. Provide Final Inspection for compliance to plans and specifications.

## SECTION 8. TIME OF PERFORMANCE

- A. The Consultant agrees to begin work on the date set for commencement of the work in the County's written "Authorization to Proceed", as provided in Article III, Section 3, Paragraph B, herein and said date shall be the date upon which all contract time-count for completion of the work shall be based.
- B. The Preliminary Design will be submitted to the County for review within sixty (60) days of the Authorization to Proceed.
- C. The Final Design will be submitted to the County for review within forty five (45) days of the Authorization to Complete Design.

## ARTICLE III

### COMMITMENTS ON THE PART OF THE COUNTY

#### SECTION 1. DATA AVAILABLE

A. The County shall furnish the Consultant all pertinent data, which is available, including but not limited to:

1. Hydrology information based on a preliminary flood plain report by the U.S. Army Corps of Engineers.

#### SECTION 2. SERVICES BY THE COUNTY

A. The County will provide any aerial photography, maps and surveys which are available of the subject site.

B. Right-of-way engineering will be accomplished by the County, the work including any property surveys, title reports, easements, preparation of right-of-way instruments, negotiation, and acquisition of right-of-way if required.

C. Coordination of the work with other consultants, utility companies, and other governmental agencies.

#### SECTION 3. COUNTY OBLIGATIONS

A. Provide to the Engineer full information as to the County's requirements. Arrange for or and guarantee free access for the Engineer to enter upon all property required for the performance of the Engineer's services under this Agreement.

B. Pursuant to approval of this contract by all concerned, the County shall notify the Consultant, in writing, to commence work, by an "Authorization to Proceed" (see Article II, Section 8, Paragraph A),

- C. The County's approvals of the formal submittals by the Consultant shall be given in writing in all instances. If verbal approvals are first given in the interest of progressing the work, such verbal approvals shall be confirmed in writing by the County at the earliest possible time.
- D. The County shall examine documents submitted by the Engineer, interpret and define County's policies, and render decisions and authorizations in writing promptly to prevent unreasonable delay in the progress of the Engineer's services.
- E. Make available all information, requested by the Engineer, in existing County files pertinent to the project site which shall include, but not limited to, utility locations, easements, right-of-way, roads, adjoining property, improvements, traffic counts, projected traffic counts, surveys, plats, and locations of critical physical features.
- F. Provide legal and insurance counseling services necessary for project, legal review of Construction Contract Documents, and establish auditing services that the County may require to administer the construction work.
- G. Furnish above services at the County's Expense, in such a manner that the Engineer may rely upon them in the performance of his services under this Agreement.

## ARTICLE IV

### COMPENSATION FOR SERVICES

#### SECTION 1. FEE

For the required design work and services described herein before the County agrees to pay the Consultant and the Consultant agrees to accept lump sum compensation as follows:

A. Preliminary Engineering	\$ 4,710.00
B. Design Engineering	\$ 4,900.00
C. Construction Engineering	\$ 3,550.00
D. Project Engineering	\$ 2,270.00
E. Final Inspection	<u>\$ 970.00</u>
<b>TOTAL ENGINEERING FEE</b>	<b>\$ 16,400.00</b>

#### SECTION 2. ADDITIONAL WORK

A. In the event the County shall require changes in the scope, character or complexity of the work to be performed, which said changes cause an increase or decrease in the costs to the Consultant or time for performance, an equitable adjustment in fees and completion time shall be negotiated between the parties and this contract shall be modified accordingly by a Supplemental Contract. Any change made without such prior contract shall be deemed covered in the Compensation and Time provisions of this contract. Any claims by the Consultant for adjustment hereunder, except by supplemental contract, must be made in writing prior to performance of any changed work or services.

B. Any additional work not covered under the above contract or outside of the scope of work described above, such as Right-of-Way surveys or negotiations, deeds, title reports, etc. or any other additional work beyond the limits of this contract shall be billed and paid for at the following hourly rates.

A. Principal	\$150.00/hour
B. Project Engineer	\$110.00/hour
C. Designer	\$85.00/hour
D. C.A.D. Technician	\$80.00/hour
E. Clerical	\$46.00/hour
F. Two-man Survey Crew	\$150.00/hour
G. Mileage	\$ .60/mile

### SECTION 3. PAYMENT

Payment for the above Engineering services shall be made on the basis of monthly progress billing based on hourly work completed at the time of billing. In the event the structures are not placed under contract for construction within one year after completion of design plans and acceptance thereof by the County, this contract may be terminated upon written notice by either party and the County shall be under no obligation to pay the Consultant for further services relating to such reviewing and the Consultant shall not be obligated to perform this service.

## ARTICLE V

### GENERAL PROVISIONS

#### SECTION 1. LEGAL RELATIONS AND RESPONSIBILITIES

It is mutually understood and agreed by and between the parties hereto that each of the said parties shall at all times during the term of this contract abide by and conform to its legal relations and responsibilities to the public, as provided for in the Colorado Revised Statutes, both Regulating the Practice of Professional Engineering and the County as a contracting Agency.

#### SECTION 2. FUNDING

This contract shall be payable from the Road and Bridge Budget, the maximum cost to the County being as set forth in Article IV, Section 1, subject to the conditions for a Supplemental Agreement as set forth in Article IV, Section 2, Paragraph A.

#### SECTION 3. INDEPENDENT CONTRACTOR

The Engineer as an independent contractor, its agents or employees, will receive no benefits directly or indirectly that accrue to County employees, in the performance of this contract.

The Consultant agrees to hold harmless and indemnify the County or other pertinent Government Agency against any liability arising out of negligent acts of the Consultant, his employees or agents.

#### SECTION 4. TERMINATION

Should it become necessary for the County or the Engineer to terminate this contract before its successful completion, such termination will be by mutual agreement in writing. The County will receive reproducible mylar sepias of the work completed to date and the Engineer shall receive compensation on an hourly basis for work completed to date. The Engineer shall not be responsible for construction work, which may result from the use of non-complete drawings, submitted as a result of such termination.

#### SECTION 5. INSURANCE

A. The Engineer shall carry the minimum amounts of Insurance:

1. Workmen's Compensation in statutory limits
2. Comprehensive General Liability Policy for amounts not less than:

Bodily Injury -	\$500,000 each occurrence
	\$1,000,000 annual aggregate
Property Damage -	\$500,000 each occurrence
	\$1,000,000 annual aggregate
3. Comprehensive Automobile Liability Policy for amounts not less than:

Bodily Injury -	\$100,000 each person
	\$300,000 each occurrence
Property Damage -	\$100,000 each occurrence

IN WITNESS WHEREOF, the parties hereto have caused this contract to be executed by their duly authorized officers this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

LOGAN COUNTY

DRAHT CONSULTING, LLC

\_\_\_\_\_  
BOARD OF COUNTY COMMISSIONERS

  
\_\_\_\_\_  
PRINCIPAL ENGINEER

ATTEST:

ATTEST:

\_\_\_\_\_  
County Clerk and Recorder and Clerk to the Board

Name: Gloria J Dietl  
Title: Office Manager