

**AGENDA**  
**SPECIAL MEETING**  
**PUEBLO COUNTY PLANNING COMMISSION**  
**SANGRE DE CRISTO ARTS AND CONFERENCE CENTER**  
**AUDITORIUM, 210 NORTH SANTA FE AVENUE**  
**October 28, 2020**  
**5:30 P.M.**

**NOTICE REGARDING COVID-19 (Novel Coronavirus):** *The Board of County Commissioners implemented temporary operational directives on June 16, 2020 to partially reopen public access to County-owned facilities. Beginning on June 22, 2020, there will be limited seats available for the public to attend Planning Commission meetings in person. Anyone interested in attending a meeting in person may do so by submitting a Meeting Request Form on Pueblo County's web page, subject to availability of seating. The public may provide written comments prior to the meeting by emailing those comments by 5:00 p.m., on Tuesday, October 27, 2020, to [planning@pueblocounty.us](mailto:planning@pueblocounty.us). The meeting will be streamed live on the County's Facebook Page <https://www.facebook.com/PuebloCounty/>, noting public comments will not be accepted from the Facebook page.*

**(The Record: The Planning Department staff memorandum and the application submitted by the applicant for each agenda item and any supplemental information distributed by staff at the meeting are automatically incorporated as part of the Record unless specific objections are raised and sustained at the public hearing. Any additional materials used by the applicant or others in support of or in opposition to a particular agenda item may, at the discretion of the person or entity using the materials, be submitted for inclusion in the Record. Such materials for which a request for inclusion in the Record is made shall, at the discretion of the administrative body, be made a part of the Record. Note: Any materials including documents and/or instruments submitted for inclusion in the Record and admitted by the administrative body must be left with the Clerk.)**

1. Roll Call and Declaration of Quorum.
2. Approve Agenda of October 28, 2020 Special Meeting.
3. Chairperson's Report.
4. Director's Report:
  - (a) Correspondence.
5. Statement of Hearing Procedures by Chairperson.

6. Hearing of Cases.

(a) **REGULAR ITEMS:**

- 1) [SPECIAL USE PERMIT NO. 2016-007](#) - AMENDMENT REQUEST



Pueblo County, c/o Gary J. Raso, Assistant County Attorney (Applicant)  
Fremont Paving & Redi-Mix, Inc.  
c/o John P. Ary, President (Applicant)  
State of Colorado, Pritekel Brothers Farm, LLC and Danny J. and Cindy L. Henrichs (Owners within mine area and adjacent haul road - Permit Boundary Parcel No. 2)  
Pikes Peak Home Center Inc., Douglas G. Thacker, Public Service Company, Fremont Paving & Redi-Mix, Inc. and State of Colorado (Owners within haul road - Permit Boundary Parcel No. 3 - Route A and Permit Boundary Parcel No. 1 - Route B)

The applicants, Pueblo County and Fremont Paving & Redi-Mix, Inc., are requesting an amendment to the special use permit as approved on March 22, 2019 to modify the conditions of approval due to the change in the designated haul roads which are now located entirely on private property with the only exception of a single crossing at Lane 40.

The amendment also proposes the modification of Condition No. 25, as originally approved, due to legal concerns expressed by the County Attorney's Office that the original condition imposed restrictions on operations associated with a different special use permit (SUP 709) that was not before the hearing body and, therefore, not subject to review and consideration under Special Use Permit No. 2016-007.

All other aspects of Special Use Permit No. 2016-007, specifically the previously approved use for mineral and natural resource extraction, mining operation and processing, and temporary scale house/office within a 1,517± acre permit boundary area (including four (4) mining phases with an affected mining area of 307± acres and a proposal to reclaim the mined area to its post mining use of rangeland) in the A-1, Agricultural (minimum 35 acre) Zone District remain unchanged and are not subject to the amendment request. The permit boundary is located south of Olson Road, west of Wheeler Lane if extended southerly and east of Lane 36.

7. Adjournment.

SMS