

**RESOLUTION NO. 51-2012
OF THE MONTROSE COUNTY BOARD OF COUNTY COMMISSIONERS
CONCERNING: NICK GRAY PIT #2 AMENDED SPECIAL USE
(SU-12-0025)**

WHEREAS, the Board of County Commissioners considered the Nick Gray Pit #2 Amended Special Use at their regularly scheduled meeting on **September 17, 2012**.

WHEREAS, the Board of County Commissioners APPROVED the Nick Gray Pit #2 Amended Special Use.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Montrose, State of Colorado that the Nick Gray Pit #2 Amended Special Use submitted by Nick Gray is hereby APPROVED with the following:

Findings of fact:

- a) The proposed amendment will allow an additional access to the State Highway without removing any of the original Special Use Permit (SU-07-0021).
- b) On and off-site impacts of the proposed new haul route will be mitigated by the conditions outlined in SU-07-0021.
- c) The applicant has already received a CDOT access permit at Miguel Road and State Highway 50.

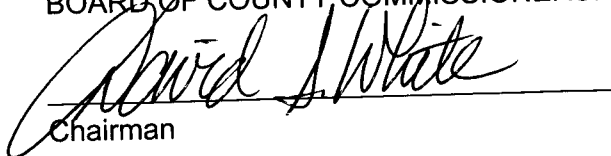
Conditions of Approval:

1. All conditions in SU-07-0021 shall still be applicable.
2. Access to and from the pit will also include the private haul road with access to State Highway 50 and Miguel Road.
3. Driveway distances shall be applicable to all access points on the County Roadway, per Road and Bridge Standards, which has a minimum separation distance for commercial driveways of 500 feet.
4. Access to Miguel Road for the gravel pit will be from a consolidated access point with the UVWUA access.
5. All public roadways (Miguel Road and Kinikin Road) and the private haul road from Kinikin Road to Miguel Road shall be subject to condition #11 as outlined in SU-07-0021.
6. Haul road traffic exiting the private haul road onto Miguel Road shall turn north to access Highway 50, except for local deliveries on Miguel Road.
7. Prior to the issuance of an access permit for Miguel Road, the applicant shall have a Colorado professional engineer provide an analysis and certification that the existing structure will safely carry the significantly increased volume of heavy truck traffic – specifically fully loaded belly dumps and 4-axel tandem end dump trucks. The bridge width will also need to be included in the analysis to address two-way truck traffic. Any deficiencies associated with the bridge will need to be addressed by the applicant.
8. The applicant shall execute a road improvements and maintenance agreement as required by condition #11 as outlined in SU-07-0021. This agreement shall at a minimum require the following:

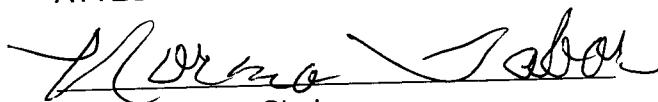
- a. The applicant shall construct not less than a 3" thick x 24 feet wide mat of HMA paving on Miguel Road beginning at Highway 50 and continuing south on Miguel Road to terminate not less than 100 feet past the gravel pit access. Prior to placement of the HMA, the applicant shall blade, grade, moisture condition, compact, and otherwise prepare the existing gravel surface to re-establish the crown and to provide a smooth surface for the placement of the HMA. The applicant shall obtain a Right of Way Use Permit for work in the public right of way.
- b. In lieu of Item a above the applicant may:
- Construct not less than a 3" thick x 24 feet wide mat of HMA paving on Miguel Road beginning at least 100 feet north of the north bridge abutment and continuing south on Miguel Road across the bridge and shall terminate at least 100 feet south of the south bridge abutment.
 - Construct not less than 3" thick x 24 feet wide of new ¾" minus gravel (Montrose County gradation specification for "dirty" road base) surfacing that is placed, graded, and compacted on Miguel Road beginning at Highway 50 and continuing south to terminate 100 feet past the gravel pit access.
 - Apply magnesium chloride (MgCl) dust suppressant at a rate of at least 0.5 gal/sy. The MgCl solution shall have a minimum MgCl concentration of 30%. Alternative dust suppressants may be considered.
 - For the life of the Gravel Permit, provide ongoing maintenance of the gravel surfaced segments of Miguel Road from Highway 50 south to terminate 100 feet past the gravel pit access. Maintenance shall include grading and dust suppressant not less than once per year or more frequently as site conditions dictate and as directed by the County.
 - Montrose County will consider the use of RAP in lieu of the ¾" road base as a test section for future maintenance alternatives on other county roads.
 - Obtain an annual Right of Way Use Permit for work in the public right of way.

APPROVED AND ACCEPTED this 17th day of September, 2012.

BOARD OF COUNTY COMMISSIONERS:


Chairman

ATTEST:


Deputy County Clerk

cc: Applicant, GIS, File

