



## MEMORANDUM

To: Board of County Commissioners  
From: Libby Tart, AICP

Date: September 18, 2019

**Subject: Request to Continue Case # PLT2018-00032**

Lisa Gard, consultant to the applicant, is requesting: a Minor Subdivision Plat to combine four parcels and vacated right-of-way to create a legal parcel. The proposed parcel is 0.975 acres. The zoning is C-2. The applicant is also requesting to vacate a portion of right-of-way along Burlington Boulevard with this plat.

Section 2-01-07-01-03 of the Adams County Development Standards and Regulations, Continuation of Public Hearing, states that the Board of County Commissioners may, by motion or at the request of any person, continue any public hearing to a fixed date, time, and place. All continuances shall be granted at the discretion of the Board of County Commissioners. The date and time of the continuance shall be announced at the hearing and the applicant may be required to agree to any continuance in writing. In the case of the Barr City minor subdivision plat application, two factors occurred that necessitate the continuance: a) The published date in the Brighton Blade/Commerce City Express newspaper was published 27 days in advance of the scheduled October 1, 2019, Board of County Commissioners hearing. The requirement for such notice is 30 days. b) The applicant indicated they are vacating right-of-way with the plat, but the notice to abutting property owners did not specifically indicate that the right-of-way would be vacated within the plat application (in lieu of a separate notice or notation that the right-of-way was already vacated). Therefore, staff must meet the requirements specified in Section 2-02-16-08-04 for roadway vacation notice, or "at least fourteen days prior to the Board of County Commissioners hearing, a notice shall be mailed by first-class mail to the last known address of each abutting property owner". By requesting the continuation to one week following the original hearing date, the application will meet the required 30-day notice within the newspaper and the notice of the right-of-way vacation to abutting property owners.

Staff is requesting that the Board of County Commissioners continue the request for Case Number PLT2018-00032 (Barr City 2<sup>nd</sup> Filing, Amendment No. 1) to the October 8, 2019 agenda. A full staff report will be provided for said hearing.