

MINUTES

SPECIAL TOWN COUNCIL MEETING TUESDAY NOVEMBER 20th AT 3:45 P.M.

CASTLE VALLEY COMMUNITY CENTER - 2 CASTLE VALLEY DRIVE

Council Members Present: Mayor Duncan, Council Members: Drogin and Hill.

Absent: Council Members Holland and O'Brien

Others Present: Colleen Thompson, Dennis Brown, Jack Campbell, Diane Ackerman, Pamela Gibson and Russ Cooper.

Clerk: Jocelyn Buck

SPECIAL TOWN COUNCIL MEETING

Mayor Duncan called the Special Meeting to order at 3:45PM

Open Public Comment

Thompson and Campbell asked for some background on this

NEW BUSINESS

1. Discussion and Possible Action re: State Property Rights Ombudsman's decision on the Solar System Applications for Lots 54 and 55.

Buck outlined the timeline of the Solar System applications once they were deemed non routine and not complete by the Building Permit Agent in June 2017 and passed to the Planning and Land Use Commission and then to The Town Council. The Town Council was advised by legal counsel to send the applications to the State Property Right Ombudsman to mediate and determine if the applications were complete when submitted.

Duncan explained that if they were complete then they were vested at the time of submission and the applications have to be processed for building permits because it was days before the new solar system permit regulations were approved. The Ombudsman decision was that the application is complete in form. Complete in form is different than complete in substance.

Brown asked why the Council rejected the application.

Duncan and Thompson explained that the initial application was not complete or "useable" at the time it was submitted.

CM Hill stated that means that because it is complete in form the Building Agent needs to continue to work on completing the application in substance, which basically means will go to the Grand County Building Department.

Duncan asked the Council to formally approve the Ombudsman opinion.

CM Hill motioned to accept the Ombudsman's decision on the Solar System applications for lots 54 and 55 with the understanding that the substance of the applications are not complete and the applications need to go back to the Building Permit Agent, CM Drogin seconded, motion passed unanimously.

2. Discussion and Possible Action re: Directive to the Castle Valley Appeal Authority regarding the Solar System Applications for Lots 54 and 55.

CM Hill motioned to direct the Appeal Authority to dismiss the Appeal for the Solar System Applications for Lots 54 and 55, CM Drogin seconded, motion passed unanimously.

ADJOURNMENT

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CM Hill motioned to adjourn; CM Drogin seconded, motion passed unanimously.

M Duncan closed the Special meeting at 3:56 PM

Approved:

Jazmine Duncan 1/16/2019
Jazmine Duncan, Mayor

Date:

Attested:

Jocelyn Buck 1-16-19
Jocelyn Buck, Town Clerk

Date: