

**TOWN COUNCIL
TOWN OF GYPSUM, COLORADO**

RESOLUTION NO. 03 (SERIES 2020)

**A RESOLUTION APPROVING THE TOWN OF GYPSUM INSTALLATION OF
MICROWAVE TELECOMMUNICATION TOWER AT 3 HIGHLANDS DRIVE AND
COMMUNICATION EQUIPMENT ATOP PUBLIC WORKS FACILITIES**

WHEREAS, the Town of Gypsum, Colorado (“Town”), is a home rule municipality of the State of Colorado, duly organized and existing under Article XX of the Colorado Constitution and the Gypsum Home Rule Charter effective October 21, 1982; and

WHEREAS, the Town of Gypsum has the power and authority to adopt regulations regarding the use and subdivision of land and to enjoin any such subdivision which does not comply with such regulations, pursuant to Sections 31-23-214 and 31-23-216, C.R.S.; and

WHEREAS, the Town Council of the Town of Gypsum has adopted Title 18 of the Gypsum Municipal Code (G.M.C.) governing the zoning of land; and

WHEREAS, The Town of Gypsum has requested application approval for construction of a 16 ft. telecommunication tower at 3 Highland Drive and installation of two communication antennas atop of each the public works facility at Cooley Mesa and at the Moser water treatment plant to support communications between water treatment plants for supervisory control and data acquisition (SCADA), Exhibit A; and

WHEREAS, Section 18.12.010 G.M.C., identifies the criteria in which Special Use Permits shall be considered; and

WHEREAS, pursuant to Chapter 18.12 G.M.C., the application to allow the installation of a telecommunication system in an Institutional zone district has been reviewed, considered, and approval recommended by the Planning Commission at a regular meeting on January 8, 2020; and

WHEREAS, pursuant to Section 18.12.040 uses not listed in the non-residential table of uses may also be required to be reviewed and approved by the town council at a regular meeting following public notices as required by law; and

NOW, THEREFORE, BE IT RESOLVED BY THE PLANNING COMMISSION OF THE TOWN OF GYPSUM, COLORADO:

1. Approval of Special Use Permit. The application for 3 Highlands Dr. and Town of Gypsum facilities has been approved with the following conditions:
 - a. Color of the tower and base structure will be earth tone colors to match existing towers on the property and constructed in a way which camouflages equipment into the surrounding environment.
 - b. The tower will not be taller than 16 ft.

- c. That as otherwise modified by this approval, all material representations of the Applicant in this application, correspondence, and public meetings shall be adhered to and considered conditions of approval, unless otherwise amended by other conditions.

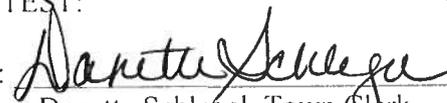
2. Severability. If any part, section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.

Approved and Resolved this 14th day of January, 2020 at a regular meeting of the Town Council of the Town of Gypsum, Colorado by a vote of 5 favor and 0 against.

Town of Gypsum

By: 
~~Steve Carver, Mayor~~ *Pro Tem*
Tom Edwards

ATTEST:

By: 
Danette Schlegel, Town Clerk

