

**Town of Erie**  
**Planning Commission Regular Meeting**  
**Wednesday, August 19, 2015**  
**6:30 p.m.**  
**Board Room, Erie Town Hall, 645 Holbrook, Erie, Co 80516**

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**I. CALL MEETING TO ORDER & PLEDGE OF ALLEGIANCE**

Chairman Bottenhorn called the Regular Meeting of the Erie Planning Commission to order at 6:30 p.m.

**II. ROLL CALL**

Commissioner Bottenhorn - Present	Commissioner Fraser - Unexcused
Commissioner Burgard – Present	Commissioner Gippe - Present
Commissioner Campbell - Present	Commissioner Harrison - Present
Commissioner Kemp - Present	

Staff Present: R. Martin Ostholthoff, Community Development Director; and  
Hallie Sawyer, Secretary to the Commission

**III. APPROVAL OF THE AGENDA**

Commissioner Harrison moved to approve the August 19, 2015, Regular Meeting Agenda as submitted. The motion, seconded by Commissioner Gippe, carried with all voting in favor thereof.

**IV. APPROVAL OF MINUTES**

**a. Minutes from the August 5, 2015, Regular Meeting.**

Commissioner Burgard moved to approve the August 5, 2015, Minutes as submitted. The motion, seconded by Commissioner Campbell, carried with all voting in favor thereof.

**V. PUBLIC COMMENTS** (This agenda item provides the public an opportunity to discuss items other than items that are on the agenda. The Planning Commission is not prepared to decide on matters brought up at this time, but if warranted, will place them on a future agenda.)

Public Comment was given by Kim Mendoza Cooke, 1099 18<sup>th</sup> Street #1800, Denver, representing Anadarko Petroleum Corporation; Joe Evers, 1700 Lincoln St., #1300, Denver, representing Colorado Oil & Gas Association; and DeAndrea Arndt, 828 Lehigh Circle, Erie, Director of Eire Forward. Comments covered concerns about the proposed UDC Amendment and requests to delay approval of the proposed resolution.

**VI. RESOLUTIONS** (This agenda item is for all matters that should be decided by resolutions.)

**1. Proposed Text Amendments to Title 10 of the Town of Erie Municipal Code**

Purpose: Consider Proposed Amendments  
Request: Consideration of Resolution P15-25, A Resolution Recommending Approval Of Text Amendments To Title 10 Of The Town Of Erie Municipal Code.

Location: N/A

Applicants: Town of Erie

(Staff Planner: Marty Ostholthoff)

Mr. Ostholthoff presented the application for the proposed Text Amendments to Title 10 of the Town of Erie Municipal Code – the addition of a new chapter dealing with mineral extraction within the municipal boundaries.

Barbara Green, Special Council to the Board of Trustees for Oil & Gas issues, presented the proposed addition of the new chapter to the Unified Development Code.

Commissioner questions covered the delta between the proposed regulations and current state regulations; differences in the regulations; the threshold to identify differences; what percentage of current operations would be covered under the Type A process; what impact will occur; how are noise issues and notification radius requirements changing; what other governments have these regulations; are there any teeth to this proposal; who decides technical feasibility; background of Ms Green; of the three options, what is an operator agreement; how were wells previously approved; definition of recompletion; will Colorado Supreme Court decisions affect these regulations; state versus municipal regulations; potential to impact economic growth; current regulation of recompletion; delicate balance between state/municipal/individual rights; Type B permits compared to current regulations – what is changing; and is Ms. Green involved with special negotiations.

Commissioner comments covered addressing old and ongoing issues from both sides; why the difference in setbacks and notice radius; glad to maintain good relationship with all sides; appreciation for complexity of the process and the attempt to find a balance between the past & future; impacts on operators; appreciation of flexibility of changes; clarification of setbacks for different types of application; note that the commission represents residents not businesses; and recognition of the sensitive issue and concern.

Commissioner Kemp moved approval of Resolution P15-25, A Resolution Recommending Approval of Text Amendments To Title 10 Of The Town Of Erie Municipal Code. The motion, seconded by Commissioner Harrison, carried 5-1 with Commissioner Gippe dissenting.

**VII. STAFF REPORTS** (This agenda items is reserved for specific items from Staff requiring Commission direction or just relaying important information.)

Mr. Osthoff reported the next few meetings will only have one or two short agenda items. Following completion of those items, the Commission will adjourn to Study Sessions to review updates to the Comprehensive Plan. Chairman Bottenhorn and staff are currently working on an outline that will be published as soon as it is completed.

**VIII. COMMISSIONER REPORTS AND DISCUSSION ITEMS** (This agenda item is for all Planning Commission reports and items of information as well as Commission discussion items, not listed on the agenda)

None.

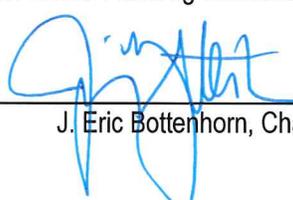
**IX. ADJOURNMENT**

There being no further business to come before the Commission, Chairman Bottenhorn adjourned the August 19, 2015, Regular Meeting of the Planning Commission at 7:42 p.m.

Respectfully Submitted,

By:   
Hallie S. Sawyer, Secretary

Town of Erie Planning Commission

By:   
J. Eric Bottenhorn, Chair