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5/13/2010 12:30 PM

Debra A Green

1 of 3

RESOL R\$0.00 D\$0.00

Park County Clerk

**PARK COUNTY, COLORADO  
BOARD OF COUNTY COMMISSIONERS**

Resolution No. 30-2010

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PARK  
COUNTY, COLORADO, ESTABLISHING A "RIGHT-TO-FARM AND RANCH"  
POLICY**

WHEREAS, the Board of Park County Commissioners "the Board" recognizes the need to protect private property rights and the role farming, ranching and other agricultural activities have and will continue to have in Park County.

NOW, THEREFORE, the Board hereby adopts the following statement as the Agricultural Code for Park County, and directs that it be the policy of the County from this date forward.

1. Any agricultural operation and/or practice that is historical, traditional, legitimate, and reasonable shall be protected. Any new or expanded agricultural operation or practice that is legitimate and reasonable shall be encouraged.

2. Agriculture, as a way of life, benefits all residents of Park County. It is an important part of the economy and adds intrinsic value to life in Park County. Agriculture, as a business, brings with it noise, odors, dust, mud, smoke and other inconveniences. Some inconveniences are, but not limited to, manure and feeds, odors from chemical applications, lights and noises at all hours of the day and night, and on-farm processing and marketing of crops and livestock. To maintain the way of life, we must protect the business from unnecessary intrusive litigation. Therefore, no of these inconveniences shall be considered a nuisance as long as they occur as a legitimate, non-negligent and legal agricultural practice, as stated in Colorado State Statute 35.3.101, 102, 103, as amended.

4. In addition, all owners of land, whether farm, ranch, residential or commercial have obligations under Colorado State Statute and Park County Regulations. A partial list of these obligations includes:

- a. Using property according to the County's Land Use Regulations.
- b. Maintaining fences.
- c. Maintaining irrigation and drainage systems.
- d. Leaving gates as they were found.
- e. Managing and controlling weeds and insect pests.
- f. Controlling livestock.





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2. Public Education and Information Campaign. The Board, with the primary assistance of the C.S.U. Extension Office and through the use of County staff as needed, shall support efforts to educate and inform the public of the "Right-to-Farm and Ranch" Policy. Such efforts shall include dissemination of written information and oral presentations to community associations and organizations and schools, provision of information at the Park County Fair, and preparation and distribution of press releases relating to the "Right-to-Farm and Ranch Policy."

3. Property Owner Notification. The Board shall notify the owners of land within the County by the following means:

a. The Board shall encourage real estate brokers County-wide to voluntarily disclose the policy to purchasers of real property in the County.

b. A copy of this resolution shall continue to be posted on the County's website.

4. Repeal. Resolution No. 99-34 is hereby repealed

Moved, seconded, and approved this 13<sup>th</sup> day of May, 2010.

**PARK COUNTY BOARD OF COUNTY COMMISSIONERS**

  
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Mark Dowaliby, Chairperson

ATTEST:

  
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County Clerk and Recorder

