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DATE: March 1, 2024
TO: Planning & Zoning Commission
FROM: Karp Neu Hanlon, P.C.
RE: Battle Mountain termination of PUD zoning from 2008

As part of the approvals for the Battle Mountain ski area development back in 2008, the Town Council approved a preliminary planned unit development plan and environmental impact report (resolution #18 series 2008) for the property. This document created the zoning for the ski area development. With the adoption of the Battle Mountain code amendments in 2024, the prior PUD zoning will be displaced by the creation of new Bolts Lake zone districts. To that end, a resolution formally terminating the PUD zoning for the Battle Mountain property is required. It is important to note that the legal description in the Resolution does not include the reservoir area conveyed to Eagle River Water and Sanitation District. The 2008 planned unit development plan includes zoning that allows for reservoir uses on that land. To that end, the original zoning will remain in place for that single parcel.