

**RESOLUTION NO. 18-05**

**A RESOLUTION ESTABLISHING A WEED ADVISORY BOARD FOR  
CUSTER COUNTY**

**WHEREAS**, the Colorado Noxious Weed Act, C.R.S. 35-5.5-101, *et seq.*, enacted by the Colorado Legislature in 1996, recognizes the threat of noxious weeds to the natural resources of Colorado and declares that an organized and coordinates effort must be made to stop the spread of such noxious weeds; and

**WHEREAS**, §35-5.5-107 of said Act mandates that the governing body of each county shall appoint a local advisory board to develop a recommended management plan and to make such other recommendations to the governing body as set forth in said statutory provision; and

**WHEREAS**, the Board of County Commissioners for Custer County, a political subdivision of the State of Colorado, has caused a search of the records of Custer County to be conducted by the County Clerk and Recorder to locate a formal resolution creating a weed advisory board for the county; and

**WHEREAS**, The Clerk and County Recorder has reported to the Board of County Commissioners that, although she has found minutes of BOCC meetings dating back to 1998 making reference to the existence of a weed advisory board, she could not find a resolution creating such an advisory board; and

**WHEREAS**, the County Attorney has advised the County Commissioners that, notwithstanding the *de facto* existence of a weed advisory board for approximately 20 years, such a board should properly be created by adoption of a formal resolution to that effect;

**NOW THEREFORE, BE IT RESOLVED** that an advisory board known as the Weed Advisory Board for Custer County is hereby established pursuant to the provisions of §35-5.5-107, and that said Weed Advisory Board shall henceforth perform the duties and functions set forth therein and shall make such recommendations to the Board of County Commissioners as are described in subparagraph (4) (a) through (c) of §35-5.5-107;

**AND BE IT FURTHER RESOLVED** that all actions of the *de facto* Weed Advisory Board that has previously been in existence in Custer County are hereby ratified and affirmed by this Resolution;

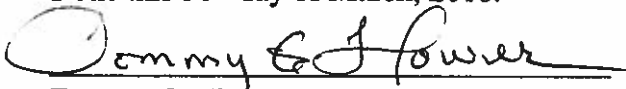
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**AND BE IT FURTHER RESOLVED** that the Noxious Weed Management Plan approved and adopted by Custer County Resolution No. 15-03 on May 13, 2015, shall remain in full force and effect pending further review by the newly created Weed Advisory Board established by this Resolution;

**AND BE IT FURTHER RESOLVED** that the newly created Weed Advisory Board shall make recommendations to revise and update the Noxious Weed Management Plan within six months from the adoption of this Resolution and shall also review the current bylaws of the previous Weed Advisory Board and make recommendations concerning the revision and amendment of those bylaws within six months from the adoption of this Resolution.

Done this 30<sup>th</sup> day of March, 2018.



Tommy G. Flower  
Chairman, Board of County Commissioners



William R. Canda  
Vice Chairman, Board of County Commissioners



Jay D. Printz  
County Commissioner

ATTEST:

  
Kelley Camper, Clerk and Recorder for Custer County

