

**TOWN OF LYONS, COLORADO
BOARD OF ADJUSTMENT
BOA RESOLUTION # 2025-XX**

**A RESOLUTION OF THE TOWN OF LYONS BOARD OF ADJUSTMENT
DENYING A VARIANCE TO EV CHARGER SETBACKS & EV SCREENING
REQUIREMENTS**

**(eCamion, Inc. & IPOWER Alliance APPLICATION – SANDSTONE PARK (PARCEL
NUMBER: 120318448003 – POS ZONE DISTRICT))**

WHEREAS, the Board of Adjustment for the Town of Lyons, Colorado, is authorized pursuant to state law and the Lyons Municipal Code section 16-14-10 to grant and approve variances to zoning requirements including standards for EV CHARGING SETBACKS & SCREENING REGULATIONS and;

WHEREAS, eCamion, Inc. ("Applicant") is applying for two variances on town-owned property in the Town of Lyons:

LOT 3 LYONS MUNICIPAL CENTER
Town of Lyons, Resolution No. 2002-05
County of Boulder, State of Colorado

aka 0 Railroad Ave, CO 80540 or Sandstone Park (the "Subject Property");
and;

WHEREAS, the Lyons Board of Adjustment conducted a public hearing following the provision of lawfully required notice to the public and the owner failed to provide sufficient or competent evidence at the hearing as is necessary to establish the requirements for the granting of variances related to charging infrastructure setbacks and screening requirements to the Lyons Municipal Code and state law.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ADJUSTMENT OF THE TOWN OF LYONS, BOULDER COUNTY, COLORADO, THAT:

Section 1. The Board of Adjustment hereby denies the application for a variance to charging infrastructure setback and screening requirements by the Board's approval of the following motion:

I move that the minimum CHARGING INFRASTRUCTURE SETBACK and SCREENING REQUIREMENT variances be denied as requested by the application submitted by eCamion, Inc. for charging infrastructure on town-owned LOT 3 LYONS MUNICIPAL CENTER also known as Sandstone Park, Lyons Colorado. Such application requested that the minimum CHARGING INFRASTRUCTURE applicable to the property be varied from a minimum of TWENTY-FIVE (25) feet to a minimum of TEN (10) feet and

that SCREEN REQUIREMENTS be varied from requiring a fence, wall, or plants to a custom wrap.

Section 2. The Board finds that the evidence presented failed to establish the existence of practical difficulties or unnecessary hardships and further finds that the spirit of the Town Zoning Ordinance would not be observed, public safety and welfare not be secured, and substantial justice not done by the granting of this variance. The record of this matter, including the Lyons Municipal Code and the owner's application contains the factual evidence and the basis for the findings supporting the Board of Adjustment's decision and is hereby incorporated into this Resolution.

Section 3. This Resolution is not intended to be recorded with the Boulder County Clerk and Recorder.

APPROVED BY A MAJORITY VOTE OF A QUORUM PRESENT AT A PUBLIC HEARING DULY CONDUCTED IN ACCORDANCE WITH APPLICABLE LAW THIS _____ DAY OF _____, 2025.

BOARD OF ADJUSTMENT FOR THE TOWN OF LYONS, COLORADO

Chairperson

ATTEST:

Dolores M. Vasquez
Deputy Town Clerk