

**TOWN COUNCIL
TOWN OF GYPSUM, STATE OF COLORADO**

RESOLUTION NO. 17 (SERIES 2019)

**A RESOLUTION APPROVING THE ANNEXATION AGREEMENT AND SKETCH
PLAN FOR THE GREEN PROPERTY**

WHEREAS, the Town of Gypsum, Colorado (“Town”), is a home rule municipality of the State of Colorado, duly organized and existing under Article XX of the Colorado Constitution and the Gypsum Home Rule Charter effective October 21, 1982; and

WHEREAS, the Town of Gypsum has the power and authority to adopt regulations regarding the subdivision of land and to enjoin any such subdivision which does not comply with such regulations, pursuant to Sections 31-23-214 and 31-23-216, C.R.S.; and

WHEREAS, the Town Council of the Town of Gypsum (“Council”) has adopted Title 17 and 18 of the Gypsum Municipal Code (G.M.C.) governing the subdivision and zoning of land; and

WHEREAS, Scott and Cappie Green has submitted an application for Sketch Plan approval further described in Exhibit A; and

WHEREAS, pursuant to review of sketch plan submittal requirements of Chapter 17.12 of the G.M.C., the Council finds that the application for Sketch Plan for the Green Subdivision meets the ability to serve the property and further subdivide; and

WHEREAS, the Town Council has approved Ordinance No. 02 (Series 2019) annexing this property contingent on the approval of the Annexation Agreement further described in Exhibit B; and

WHEREAS, the Siena Lake Sketch Plan has been reviewed and considered by the Council and approved at a regular meeting following public notices as required by law and has reviewed and considered the Annexation Agreement both being approved with the following conditions:

1. That as otherwise modified by representations of the applicant in this application, all material representations of the applicant in this application, correspondence and public meetings shall be adhered to and considered conditions of approval, unless otherwise amended by other conditions.
2. If the actual out-of-pocket costs of the Town in reviewing the agreement is greater than the amount of the deposit paid by applicant, applicant shall pay the additional out-of-pocket costs incurred by the Town no later than within 30 days of receipt of an invoice.
3. Minor revisions may be made to the annexation agreement and exhibit agreements upon approval of Kevin Patrick or Kathryn Winn.
4. An executed Annexation Agreement and all exhibits shall be submitted for recording no later than May 1, 2019.

5. All fees required to be paid at annexation shall be submitted no later than May 1, 2019.

NOW, THEREFORE, be it resolved by the Town Council of the Town of Gypsum, Colorado, that the Sketch Plan and Annexation Agreement is hereby conditionally approved.

Approved and Resolved this 9th day of April, 2019 at a regular meeting of the Town Council of the Town of Gypsum, Colorado by a vote of 4 in favor and 0 against.

TOWN OF GYPSUM

By: Steve Carver
Steve Carver, Mayor
Tom Edwards

ATTEST:

By: Danette Schlegel
Danette Schlegel, Town Clerk

