

**TOWN OF ERIE
RESOLUTION NO19-__**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF
ERIE GRANTING AN EXTENSION FOR THE EXECUTION OF THE
DEVELOPMENT AGREEMENT FOR CANYON CREEK SUBDIVISION
FILING NO. 10**

WHEREAS, on May 6, 2016, Erie Four Corners, LLC ("Applicant") filed an application for a minor subdivision for the real property described in **Exhibit A**, attached hereto and incorporated herein by this reference;

WHEREAS, on September 25, 2018, the Board of Trustees approved the Minor Subdivision plat for Canyon Creek Subdivision Filing No. 10 on the condition that Applicant execute a Development Agreement with the Town prior to the recordation of the Final Plat; and

WHEREAS, pursuant to the Erie Municipal Code, the Final Plat would expire on January 23, 2019, but the Town and Applicant have not been able to finalize the Development Agreement, and no further extensions by Town staff are permitted.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE
TOWN OF ERIE, COLORADO, THAT:**

Section 1. The Board of Trustees hereby grants an extension until May 28, 2019 for Applicant and the Town to execute the required Development Agreement for Canyon Creek Subdivision Filing No. 10. The Final Plat shall expire without further action on May 29, 2019 if a Development Agreement is not approved by the Board and executed by Applicant prior to that date.

ADOPTED this 22nd day of January, 2019.

Jennifer Carroll, Mayor

ATTEST:

Jessica Koenig, Town Clerk

EXHIBIT A

A PARCEL OF LAND IN THE NORTH ½ OF THE SOUTHEAST ¼ OF SECTION 24, TOWNSHIP 1 NORTH, RANGE 69 WEST OF THE 6TH P.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE EAST ¼ CORNER OF SECTION 24, WHICH IS ALSO THE TRUE POINT OF BEGINNING; THENCE SOUTH 0°59'04" EAST 1326.54 FEET; THENCE NORTH 89°52'59" WEST 1699.28 FEET; THENCE NORTH 0°54'34" WEST 1327.96 FEET; THENCE SOUTH 89°50'03" EAST 1697.57 FEET TO THE TRUE POINT OF BEGINNING;

EXCEPT THE NORTH 70 FEET CONVEYED TO THE TOWN OF ERIE IN DEED RECORDED JANUARY 29, 2002 AT RECEPTION NO. 2247996, COUNTY OF BOULDER, STATE OF COLORADO.

EXCEPT THE EAST 30 FEET IN ROAD BOOK B, PAGE 285, AND THE SOUTH 40 FEET AS CONVEYED TO THE TOWN OF ERIE BY SPECIAL WARRANTY DEED RECORDED MARCH 28, 2001 AT RECEPTION NO. 2132136, COUNTY OF BOULDER, STATE OF COLORADO.

CONTAINING 2,030,441 SQUARE FEET OR 46,613 ACRES MORE OR LESS