

RESOLUTION NO. 5

SERIES 2017

**RESOLUTIONS OF THE CRESTED BUTTE
TOWN COUNCIL APPROVING THE PLAT
AND DECLARATION AND PARTY WALL
AGREEMENT FOR ENGELMANN
TOWNHOUSES, LOTS 25 AND 26, BLOCK 64,
TOWN OF CRESTED BUTTE, COLORADO**

WHEREAS, the Town of Crested Butte, Colorado (the "**Town**") is a home rule municipality, duly and regularly organized and now validly existing as a body corporate and politic under and by virtue of the Constitution and laws of the State of Colorado;

WHEREAS, Section 4.7 of the Crested Butte Town Charter provides that the Council may act, other than legislatively, by resolution;

WHEREAS, Chapter 16, Article 12 of the Crested Butte Municipal Code (the "**Code**") contains requirements for the creation of townhouses;

WHEREAS, the Town Staff and the Town Attorney have recommended to the Town Council that the Town Council approve the creation of the Engelmann Townhouses, the applicant therefor having complied with the townhouse requirements of the Code; and

WHEREAS, based on the Town Staff and Town Attorney's recommendation, the Town Council hereby finds that it is in the best interest of the Town and the general welfare of the public that the Town Council to approve the creation of the Engelmann Townhouses.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT:

1. **Approval of Plat and Declaration; Approval of Mayor to Execute.** The Town Council hereby approves the creation of the Engelmann Townhouses, Lots 25 and 26, Block 64, Town of Crested Butte, Colorado, and in furtherance thereto, hereby approves the plat (the "**Plat**") and declaration and party wall agreement thereof, such creation being in the best interest of the health, safety and welfare of the Town, its residents and visitors. The Mayor is hereby authorized to countersign the Plat in the form attached hereto as **Exhibit "A"** in the space provided thereon as approved by the Town Attorney.

INTRODUCED, READ AND ADOPTED BEFORE THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO THIS 21st DAY OF February 2017.

TOWN OF CRESTED BUTTE, COLORADO

By: Glenn Michel
Glenn Michel, Mayor

ATTEST:
Lynelle Stanford
Lynelle Stanford, Town Clerk

(SEAL)



EXHIBIT "A"
(Engelmann Plat)

[attach Plat here]

