

Commissioner Rosier moved that the following Resolution be adopted:

BEFORE THE BOARD OF COUNTY COMMISSIONERS

OF THE COUNTY OF JEFFERSON

STATE OF COLORADO

RESOLUTION NO. CC11- 240

Case Name: Westminster Open Space Acquisition
Owner: Sisters of the New Covenant, Inc.
Applicant: City of Westminster
Location: 10000 Alkire Street
Section 17, Township 2 South, Range 69 West
Approximate Area: 30 Acres
Purpose: To exempt development activities from the term "subdivision" as set forth in Section 30-28-101(10) of the Colorado Revised Statutes.

WHEREAS, the City of Westminster (the "City") filed an application with the Planning Zoning Division of Jefferson County in order to request an exemption from the Jefferson County Land Development Regulations ("LDR") with respect to the City's desire to purchase approximately 25 acres of property for open space purposes from the Sisters of the New Covenant, Inc.

WHEREAS, the County's Land Development Regulations currently address the process for subdividing property which is less than 35 acres in size, which regulations were adopted in accordance with C.R.S. 30-28-101 et. seq.

WHEREAS, the County currently exempts certain types of transactions from the Land Development Regulations (See LDR Section 1(E)), including acquisitions by Jefferson County for open space provided that the resulting parcel is in conformance with the minimum lot area

requirements for the proposed use in the zone district and provided the parcel being divided was not created improperly.

WHEREAS, this parcel, after the completion of a rezoning, would qualify for the exemption from the County's subdivision regulations, but for the acquisition of the open space being conducted by the City, but rather the County.

WHEREAS, the Board of County Commissioners desires to assist the City with the acquisition of approximately 25 acres of the Sisters of the New Covenant, Inc.'s property for open space purposes.

NOW THEREFORE BE IT RESOLVED, that the Board of County Commissioners hereby exempts the City of Westminster's acquisition of approximately 25 acres of property from the Sisters of the New Covenant, Inc. as more particularly described on Exhibit A attached hereto in accordance with the authority granted by C.R.S. 30-28-101(10)(d) and the LDR, subject to the following condition:

a. Recordation of an Amended Official Development Plan for the 5 acre parcel to be retained by the Sisters of the New Covenant, Inc.

Commissioner Griffin seconded the adoption of the foregoing Resolution. The roll having been called, the vote was as follows:

Commissioner Donald Rosier	Aye
Commissioner John Odom	Excused
Commissioner Faye Griffin, Chairman	Aye

The Resolution was adopted by majority vote of the Board of County Commissioners of the County of Jefferson, State of Colorado.

Dated: June 28, 2011

EXHIBIT A

V167

LEGAL DESCRIPTION - OVERALL (AS PROVIDED)

THE LOT AS SHOWN ON THE CHARIS CHRISTI OFFICIAL DEVELOPMENT PLAN, RECORDED NOVEMBER 5, 1987 AT RECEPTION NO. 87136464 COUNTY OF JEFFERSON, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A TRACT OF LAND IN THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 2 SOUTH, RANGE 69 WEST OF THE 6TH PRINCIPAL MERIDIAN, LOCATED IN JEFFERSON COUNTY, COLORADO, AND DESCRIBED AS FOLLOWS:

THE WEST 933.4 FEET OF THE SOUTH 1,430 FEET OF THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 2 SOUTH, RANGE 69 WEST OF THE 6TH P.M.

EXCEPT THE PORTION THEREOF DESCRIBED AS COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 17 FROM WHICH THE EAST QUARTER CORNER OF SAID SECTION 17 BEARS S 89° 22' 45" E, 5288.66 FEET;

THENCE S 89° 22' 45" E, 853.40 FEET ALONG THE EAST-WEST CENTERLINE OF SAID SECTION 17;

THENCE N 00° 17' 50" E, 18.00 FEET PARALLEL WITH THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 17 TO THE NORTH LINE OF THE SOUTH 18.00 FEET OF THE NORTHWEST QUARTER OF SAID SECTION 17 AND THE TRUE POINT OF BEGINNING;

THENCE N 00° 17' 50" E, 82.00 FEET PARALLEL WITH THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 17;

THENCE S 89° 22' 45" E, 80.00 FEET PARALLEL WITH THE EAST-WEST CENTERLINE OF SAID SECTION 17;

THENCE S 00° 17' 50" W, 82.00 FEET PARALLEL WITH THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 17, TO THE NORTH LINE OF THE SOUTH 18.00 FEET OF THE NORTHWEST QUARTER OF SAID SECTION 17;

THENCE N 89° 22' 45" W, 80.00 FEET TO THE TRUE POINT OF BEGINNING.

LEGAL DESCRIPTION - PARCEL 1

A PARCEL OF LAND BEING A PART OF THE NW 1/4 OF SECTION 17, T.2S., R.69W., OF THE 6TH P.M., COUNTY OF JEFFERSON, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF THE NW 1/4 OF SECTION 17, T.2S., R.69W., OF THE 6TH P.M.:

THENCE N00°17'51"E ALONG THE WEST LINE OF THE NW 1/4 OF SECTION 17 A DISTANCE OF 247.38 FEET TO THE POINT OF BEGINNING;

THENCE N00°17'51"E CONTINUING ALONG THE WEST LINE OF THE NW 1/4 OF SECTION 17 A DISTANCE OF 466.70 FEET;

THENCE S89°42'09"E A DISTANCE OF 466.70 FEET;

THENCE S00°17'51"W A DISTANCE OF 466.70 FEET;

THENCE N89°42'09"W A DISTANCE OF 466.70 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS (217,809 SQUARE FEET) 5.000 ACRES.

LEGAL DESCRIPTION - PARCEL 2

A PARCEL OF LAND BEING A PART OF THE NW 1/4 OF SECTION 17, T.2S., R.69W., OF THE 6TH P.M., COUNTY OF JEFFERSON, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SW CORNER OF THE NW 1/4 OF SECTION 17, T.2S., R.69W., OF THE 6TH P.M.:

THENCE N00°17'51"E ALONG THE WEST LINE OF THE NW 1/4 OF SECTION 17 A DISTANCE OF 1430.02 FEET;

THENCE S89°22'44"E A DISTANCE OF 933.41 FEET;

THENCE S00°17'51"W A DISTANCE OF 1330.02 FEET;

THENCE N89°22'44"W A DISTANCE OF 80.00 FEET;

THENCE S00°17'51"W A DISTANCE OF 82.00 FEET;

THENCE S89°22'44"E A DISTANCE OF 80.00 FEET;

THENCE S00°17'51"W A DISTANCE OF 18.00 FEET TO A POINT ON THE SOUTH LINE OF THE NW 1/4 OF SECTION 17;

THENCE N89°22'44"W ALONG THE SOUTH LINE OF THE NW 1/4 OF SECTION 17 A DISTANCE OF 933.41 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS (1,110,414 SQUARE FEET) 25.492 ACRES.

ENCLOSURE CERTIFICATE