

**TOWN OF PARACHUTE
ORDINANCE NO. 754-2018**

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, APPROVING AN AGREEMENT TO EXTEND PUBLIC UTILITIES TO THE T&T AND ASSOCIATES MINOR SUBDIVISION AND CONVEYANCE OF REAL PROPERTY TO THE TOWN.

WHEREAS, the Town of Parachute (“Parachute” or the “Town”) is a home-rule municipality organized pursuant to Article XX of the Colorado Constitution and with the authority of the Parachute Home Rule Charter;

WHEREAS, T&T and Associates (“T&T”) is a Colorado limited partnership and owner of certain property located in the Town identified as Lots 2 and 3 of the T&T and Associates Minor Subdivision (“T&T Property”), which T&T desires to develop;

WHEREAS, the Town is the owner of Lot 1 of the T&T and Associates Minor Subdivision, which Lot has been developed as a boat ramp and recreation amenity for the benefit of the Town’s residents and visitors, and further believes that the acquisition of certain other property in the vicinity of Lot 1 would complement the recreational experiences available in the Town;

WHEREAS, pursuant to the Agreement attached hereto as **Exhibit A** (the “Agreement”), incorporated herein by this reference, the Town and T&T have negotiated the Town’s extension of municipal utilities to the T&T Property in exchange for T&T’s conveyance of certain other real property known as the “Island Parcel” identified in **Exhibit A** to the Town; and

WHEREAS, by Ordinance No. 745-2018, the Board of Trustees previously approved an Agreement with T&T regarding utility extension; however, due to necessary changes in the Agreement, the Board of Trustees wishes to repeal Ordinance No. 745-2018 such that is of no force and effect, and replace the agreement approved thereby with the Agreement enclosed as **Exhibit A**.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO THAT:

Section 1. Recitals. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Approving Agreement. The Parachute Board of Trustees hereby approves of the Agreement attached hereto as **Exhibit A** and the conveyance of real property to the Town therein. The Mayor and Town Manager of the Town of Parachute are hereby authorized to execute the Agreement and take such other actions as are reasonably necessary to effectuate its purpose, including execution of any related documents.

Section 3. Ordinance 745-2018. By passage of this Ordinance, the Board of Trustees hereby repeals Ordinance No. 745-2018.

Section 4. Severability. If any portion of this Ordinance or the application thereof to any

person or circumstances shall be found to be invalid by a court of competent jurisdiction, such invalidity shall not affect the remaining portions or applications of the Ordinance that can be given effect without the invalid portion or application; provided such remaining portions or applications are not determined by the court to be inoperable, and to this end this Ordinance is declared to be severable.

INTRODUCED, READ, PASSED, ADOPTED, AND ORDERED PUBLISHED BY TITLE ONLY by a vote of 5 to 0 of the Board of Trustees of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 21 day of June 2018 and approved by the Mayor on the 21 day of June 2018.



**BOARD OF TRUSTEES OF THE TOWN
OF PARACHUTE, COLORADO**

By: Roy McClung
Roy McClung, Mayor

ATTEST:

Lucy Cordova
Lucy Cordova, Town Clerk

PUBLIC NOTICE

Public notice is hereby given that an Ordinance entitled:

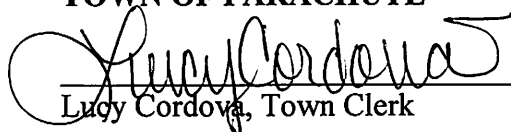
AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, APPROVING AN AGREEMENT TO EXTEND PUBLIC UTILITIES TO THE T&T AND ASSOCIATES MINOR SUBDIVISION AND CONVEYANCE OF REAL PROPERTY TO THE TOWN.

was introduced before the Board of Trustees on June 21, 2018; that a copy of said Ordinance is posted at Town Hall; and that the Ordinance was approved at a regular meeting of the Board of Trustees held on June 21, 2018, and approved by the Mayor on June 21, 2018.

Copies of the adopted ordinance are available for inspection at the Town Hall, Parachute, Colorado and available on the internet at <http://www.parachutecolorado.com>.

Dated this 21 day of June, 2018.

TOWN OF PARACHUTE



Lucy Cordova, Town Clerk