

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 817**

**AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, APPROVING THE FINAL
PLAT OF THE IGLESIA DE JESUCHRISTO PALABRA MIEL AND DECLARING AN
EMERGENCY.**

WHEREAS, Iglesia De JesuChristo Palabra Miel has requested that the Board of Trustees reconsider the ordinance granting approval of the final plat of the Iglesia De JesuChristo Palabra Miel Subdivision to allow the adoption of the final plat ordinance as an emergency ordinance to become effective immediately; and

WHEREAS, the request is justified to enable the Iglesia De JesuChristo Palabra Miel to close on the property without the risk of the sale of the property being lost due to the seller's and the lender's unwillingness to extend the contracts beyond September 27, 2016; and

WHEREAS, The Board of Trustees finds and determines that because this Ordinance concerns the immediate and ongoing administration and operation of the Town, its adoption as an emergency measure is necessary to the immediate preservation of the public health, safety and welfare, and this Ordinance shall therefore take effect immediately upon adoption as provided by law and replace Ordinance No. 815; and

WHEREAS, Herman Schranz, who cast his/her vote in favor of Ordinance No. 815 at the September 12, 2016, meeting of the Board of Trustees, has moved to reconsider Ordinance No. 815 and the motion was seconded and approved by a majority vote of those Trustees in attendance;

NOW THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Mead, Weld County, Colorado, that:

Section 1. That property owned by Ritchie Brothers Properties, Inc., 9500 Glenlyon Parkway, Burnaby, BC, Canada V5J 0C6, identified as the "Iglesia De JesuChristo Palabra Miel Subdivision" and described in "Appendix A" attached and made a part hereof is now granted Final Plat approval in accordance with the provisions of the *Mead Municipal Code* except as specifically amended herein.

Section 2. The property is platted in accordance with the Final Plat and the dedications thereon and other documentation pertaining to the plat of said property presented by the Developer and approved by the Mead Board of Trustees, and the same are incorporated by reference thereto in this Ordinance. The plat shall not affect the Developer's commitments made in the Annexation Agreement and the Memorandum of Agreement for Public Improvements, except as specifically amended herein.

Section 3. The Final Plat is subject to the following conditions:

- a.** A detailed Subdivision Improvement Agreement shall accompany the Administrative Site Plans for both newly created lots. Prior to approval of the site plans, the SIA shall be signed by the applicant(s) and submitted for Town approval and execution.
- b.** The certification blocks on the Final Plat map shall be corrected as directed by staff in the final, signed Mylar's, as well as paper and electronic copies shall be submitted prior to recording. The plat map and this platting ordinance and the recording of the same shall be withheld until a Memorandum of Agreement for Public Improvements required by this ordinance is completed and accepted by the Town.

Section 4. Emergency Measure. The Board of Trustees finds and determines that because

this Ordinance concerns the immediate and ongoing administration and operation of the Town, its adoption as an emergency measure is necessary to the immediate preservation of the public health, safety and welfare, and this Ordinance shall therefore take effect immediately upon adoption as provided by law.

Section 5. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance. The Town Board hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more part, section, subsection, sentence, clause or phrase is declared invalid.

Section 6. Repealer. All ordinances or resolutions and motions of the Board of Trustees of the Town of Mead or parts thereof, in conflict with this ordinance are to the extent of such conflict hereby superseded and repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance, resolution or motion, nor revive any ordinance, resolution or motion thereby.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 26th **DAY OF** September ,
2016.

ATTEST:

By Linda Blackston
Linda Blackston, MMC, Town Clerk

TOWN OF MEAD

By Gary R. Shields
Gary R. Shields, Mayor

