

**TOWN OF MEAD, COLORADO  
RESOLUTION NO. 08-R-2021**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, GRANTING FINAL  
ACCEPTANCE OF THE PUBLIC IMPROVEMENTS ASSOCIATED WITH THE  
LIGHTHOUSE STORAGE FACILITY (AMENDED PLAT OF PRAIRIE HILLS  
SUBDIVISION FILING NO. 1)**

**WHEREAS**, Lighthouse Storage, LLC, a Colorado limited liability company, having a principal office address of 4151 Indian Creek Road, Loveland, CO 80538 (“Developer”), has caused the completion of certain public improvements benefitting the Amended Plat of Prairie Hills Subdivision Filing No. 1 (“Development”), specifically the public improvements associated the Lighthouse Storage project, including the installation of concrete curb and gutter, sidewalks, handicap ramps, paving, landscaping, and storm drainage facilities (collectively, the “Improvements”); and

**WHEREAS**, the Improvements are identified in that certain Subdivision Improvement Agreement dated July 26, 2016 and recorded on August 5, 2016 at Reception No. 4225605 in the Weld County property records (the “SIA”); and

**WHEREAS**, the Improvements were conditionally accepted by Town Resolution No. 43-R-2017, with conditional acceptance being effective on December 15, 2016; and

**WHEREAS**, the two-year warranty period for the Improvements has been completed and the Developer has caused all repairs identified in that certain Final Punchlist memorandum dated February 5, 2019 to be completed to the satisfaction of the Town Engineer; and

**WHEREAS**, specifically, the Town Engineer has concluded that all Final Punchlist items were completed and that final acceptance of the Improvements may be approved, effective July 29, 2020; and

**WHEREAS**, Section 202.9 of the *Town of Mead Design Standards and Construction Specifications for the Design and Construction of Public and Private Improvements* (the “Standards and Specifications”) states that “[i]f the public improvements completed by the developer are satisfactory, the Town shall grant final acceptance by a resolution of the Board of Trustees”; and

**WHEREAS**, Developer has requested approval and final acceptance of the Improvements; and

**WHEREAS**, the Town Engineer has reviewed the Improvements, has found the same to be in compliance with the requirements of the SIA and the Standards and Specifications, and has found the same to be in good repair following the completion of the warranty period; and

**WHEREAS**, the Board of Trustees desires to grant final acceptance of the Improvements completed by Developer, effective July 29, 2020.

**NOW THEREFORE, BE IT RESOLVED** by the Town of Mead, Weld County, Colorado, that:

**Section 1. Final Acceptance of Public Improvements.** The Board of Trustees on behalf of the Town of Mead, hereby grants “final acceptance” of the Improvements identified in the SIA. The Town hereby discharges the Developer from further maintenance responsibilities associated with the Improvements, effective July 29, 2020.

**Section 2. Release of Security.** The Board of Trustees hereby authorizes the release of remaining security being held on behalf of the Town during the warranty period, as set forth in the SIA, if any.

**Section 3. Severability.** If any part, section, subsection, sentence, clause or phrase of this resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the resolution. The Town Board hereby declares that it would have passed the resolution including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentence, clauses or phrases are declared invalid.

**Section 4. Repealer.** All resolutions and motions of the Board of Trustees of the Town of Mead or parts thereof, in conflict with this resolution are to the extent of such conflict hereby superseded and repealed, provided that such repealer shall not repeal the repealer clauses of such resolution or motion, no revive any resolution or motion thereby.

**Section 5. Effective Date.** This resolution shall become effective immediately upon adoption.

**Section 6. Certification.** The Town Clerk shall certify to the passage of this resolution and make not less than one copy of the adopted resolution available for inspection by the public during regular business hours.

**INTRODUCED, READ, PASSED, AND ADOPTED THIS 25<sup>TH</sup> DAY OF JANUARY, 2021.**


**ATTEST:**

**TOWN OF MEAD**

By

  
Mary E. Strutt, MMC, Town Clerk

By

  
Colleen G. Whitlow, Mayor

