

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 38-R-2022**

A RESOLUTION OF THE TOWN OF MEAD, COLORADO, CONDITIONALLY APPROVING THE WATERFRONT FILING NO. 1 PRELIMINARY PLAT

WHEREAS, the Town of Mead (“Town”) is authorized pursuant to Title 31, Article 23, C.R.S. and the Town of Mead Municipal Code (“MMC”) to regulate the subdivision of land, streets and utilities within the Town for the purposes of promoting the public health, safety, convenience, and the general welfare of the community; and

WHEREAS, Bryan Horan and Ventana Capital (together, the “Applicant”), have submitted an application for the Waterfront Filing No. 1 Preliminary Plat (the “Preliminary Plat”) for the 586.07-acre property, known as the Waterfront Property, generally located west of I-25, north of the St. Vrain River, east of Third Street (CR 7), and south of State Highway 66, in the Town of Mead, County of Weld, State of Colorado, as more particularly described in the Preliminary Plat (the “Property”); and

WHEREAS, a copy of the Preliminary Plat is attached to this Resolution as **EXHIBIT 1** and is incorporated herein by reference; and

WHEREAS, the Applicant is the authorized representative of the current Property owner of record, Tharaldson Ethanol Plant I, L.L.C., a Nevada limited liability company (the “Owner”); and

WHEREAS, the Preliminary Plat proposes to subdivide the northernmost 166.80 acres of the Property (Filing No. 1) into 182 small lots, in accordance with the Residential Multi-Family (RMF-8) with Planned Unit Development (PUD) underlying zoning, and 209 large lots, in accordance with the Residential Single Family (RSF-4) with PUD underlying zoning; and

WHEREAS, the Preliminary Plat anticipates that the remaining 419 acres of the Property (Tract I) will be replatted at a later date; and

WHEREAS, following the conclusion of a public hearing, held on April 20, 2022, the Planning Commission recommended approval of the Preliminary Plat to the Board of Trustees, subject to standard conditions; and

WHEREAS, the Planning Commission’s recommendation is memorialized in Resolution No. 03-PC-2022, a copy of which has been provided to the Board of Trustees; and

WHEREAS, in accordance with Section 16-4-60 of the MMC, the Board of Trustees held a duly noticed public hearing on May 9, 2022, to consider the Preliminary Plat; and

WHEREAS, the administrative record for this case includes, but is not limited to, the Annexation Agreement for the Property, the Town of Mead Land Use Code, the Town of Mead Comprehensive Plan, all other applicable ordinances, resolutions and regulations, the staff files and reports of the Community Development Director and Town Engineer for this case, any and all submittals by the Applicant, and the digital recordings and minutes of both the Planning Commission and Board of Trustees meetings at which this application was considered; and

WHEREAS, the Board of Trustees has reviewed the proposed Preliminary Plat and has determined that the Preliminary Plat meets all applicable requirements of the Town of Mead Land Use Code and MMC and that the review criteria set forth in Section 16-4-60 of the MMC have been satisfied; and

WHEREAS, the Board of Trustees has further determined that approval of the Preliminary Plat will advance the public health, safety, convenience, and general welfare of the residents of the Town, subject to the conditions of approval as hereinafter set forth.

THEREFORE, BE IT RESOLVED by the Board of Trustees of the Town of Mead, Colorado, as follows:

Section 1. That the Waterfront Filing No. 1 Preliminary Plat be approved subject to the following conditions of approval:

- a. The Applicant shall resolve and correct any technical issues as directed by Town staff prior to signature of Town officials on the Preliminary Plat; and
- b. The Applicant shall pay all fees and costs incurred by the Town and its consultants in reviewing and processing the Preliminary Plat application.

Section 2. Subject to review and approval of the Preliminary Plat mylar by the Director and the Town Attorney, the Mayor and other Town officials, as applicable, are hereby authorized to sign the Preliminary Plat mylar pursuant to the terms contained herein.

Section 3. Approval of the Preliminary Plat shall be deemed effective upon signing by the Applicant and Town officials in conformance herewith. The Preliminary Plat shall not be recorded in the Weld County real property records. In accordance with Section 16-4-60 of the MMC, the Preliminary Plat shall be valid for one (1) year and shall automatically expire thereafter. If a final plat is not submitted within one (1) year or within such extended time as may be granted by the Board of Trustees, a new preliminary plat must be submitted and processed in accordance with applicable provisions of the Land Use Code.

Section 4. Effective Date. This Resolution shall become effective immediately upon adoption.

Section 5. Repealer. All resolutions, or parts thereof, in conflict with this Resolution are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such resolution nor revive any resolution thereby.

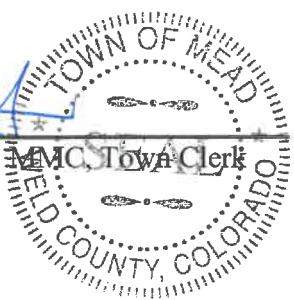
Section 6. Certification. The Town Clerk shall certify to the passage of this Resolution and make not less than one copy of the adopted resolution available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED AND ADOPTED THIS 9TH DAY OF MAY, 2022.

ATTEST:

By:

Mary E. Strutt, MMC, Town Clerk



TOWN OF MEAD

By:

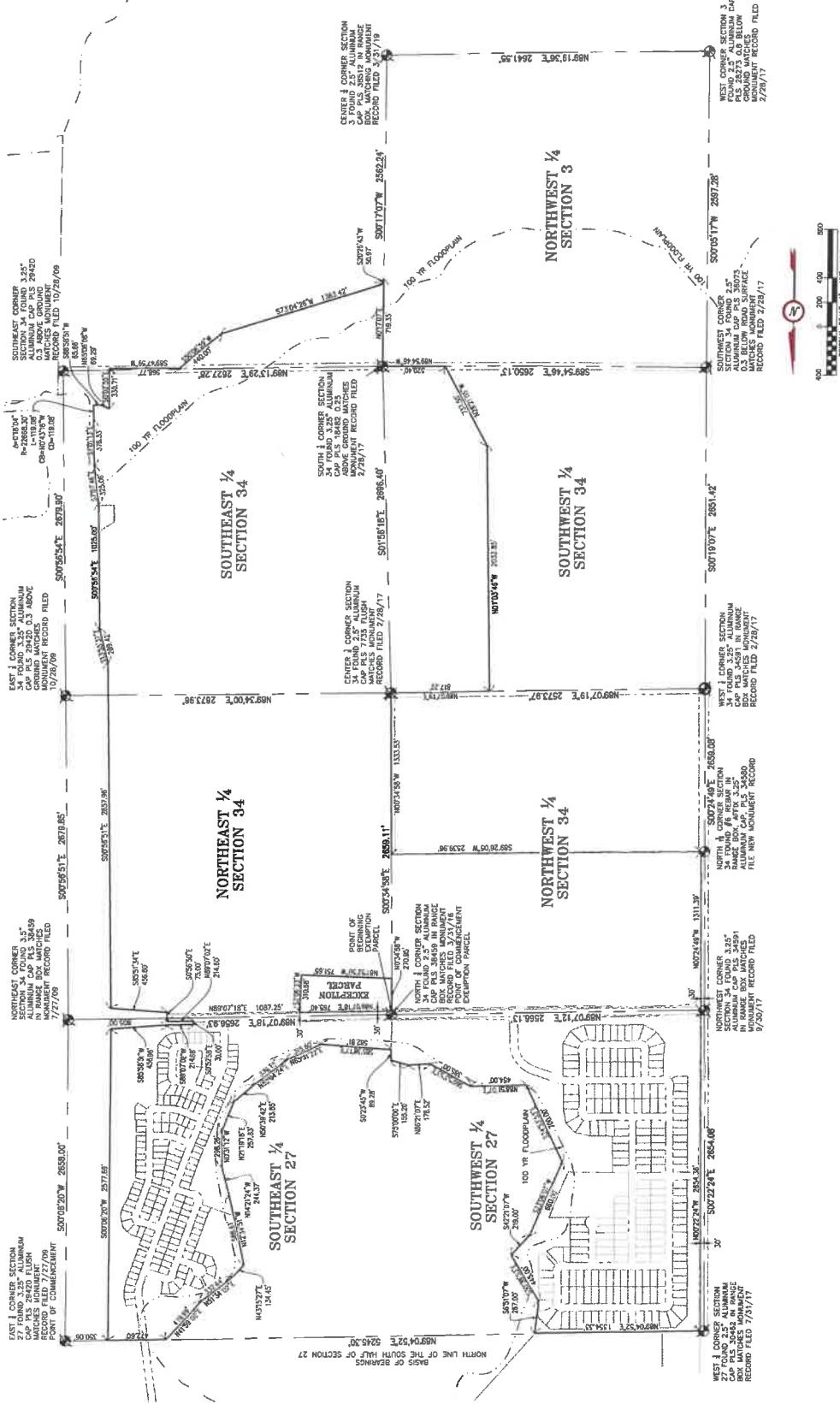
Colleen G. Whitlow

Colleen G. Whitlow, Mayor

EXHIBIT 1
Waterfront Filing No. 1 Preliminary Plat
(attached)

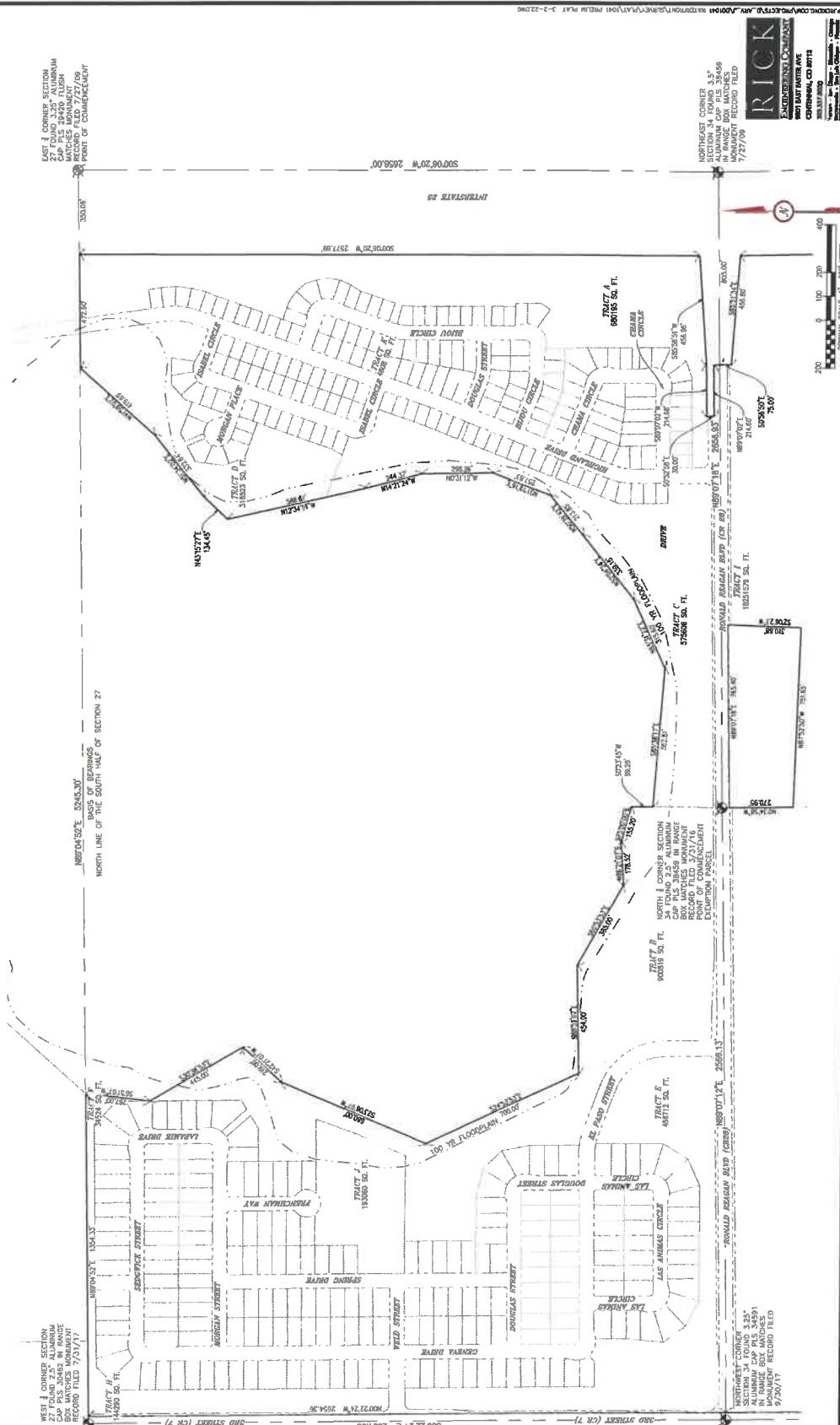
WATERFRONT FILING NO. 1

PRELIMINARY PLAT
LOCATED IN THE SOUTH HALF OF SECTION 27 AND SECTION 34, TOWNSHIP 3 NORTH, AND THE
NORTH HALF OF SECTION 3, TOWNSHIP 2 NORTH, ALL OF RANGE 68 WEST 6TH P.M.
TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO
CONTAINING 5586.072 ACRES†



WATERFRONT FILING NO. 1

PRELIMINARY PLAT
LOCATED IN THE SOUTH HALF OF SECTION 27 AND SECTION 34, TOWNSHIP 3 NORTH, AND THE
NORTH HALF OF SECTION 3, TOWNSHIP 2 NORTH, ALL OF RANGE 68 WEST 6TH P.M.
TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO
CONTAINING 586.072 ACRES[±]
CHARTERED 2, OCT. 12, 1889.

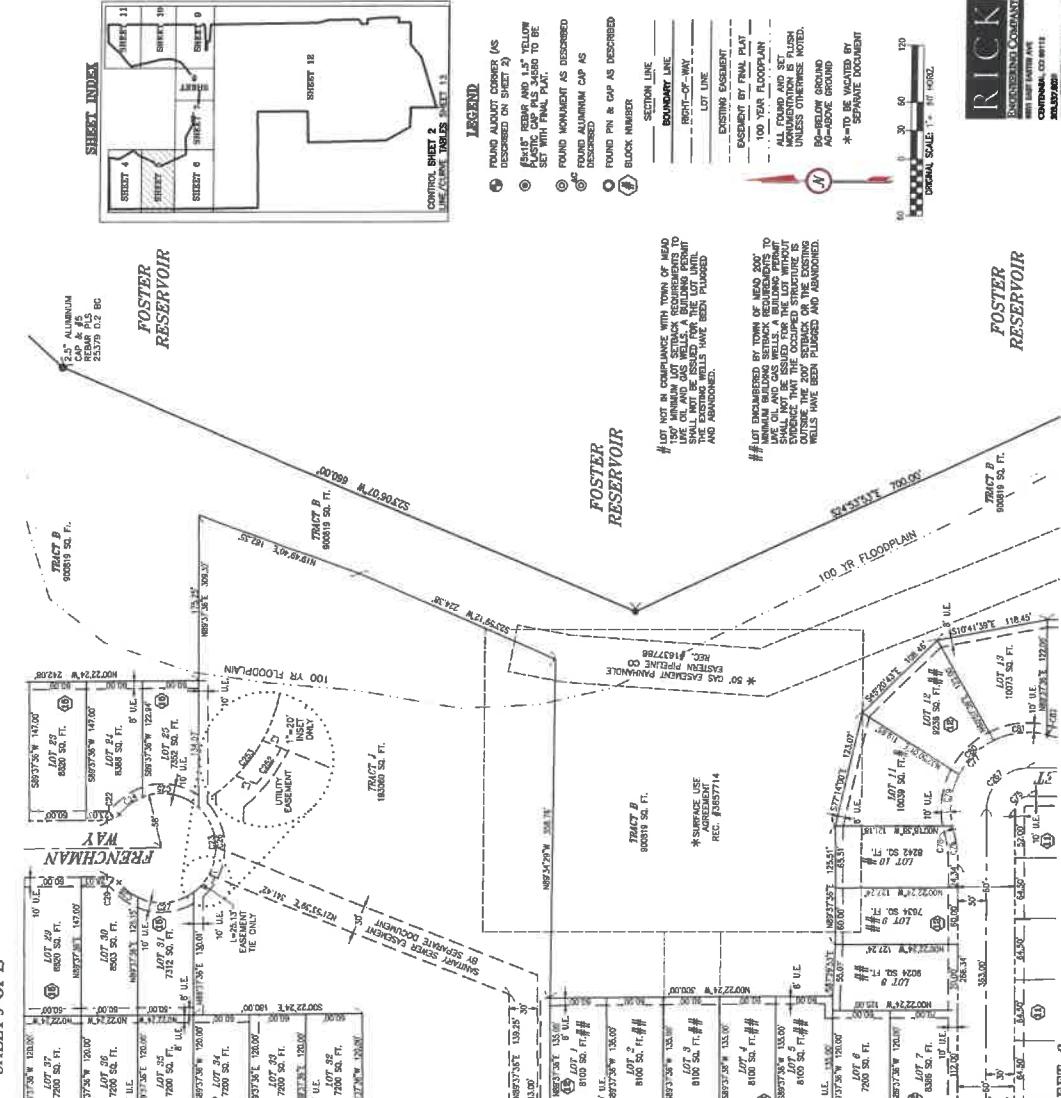
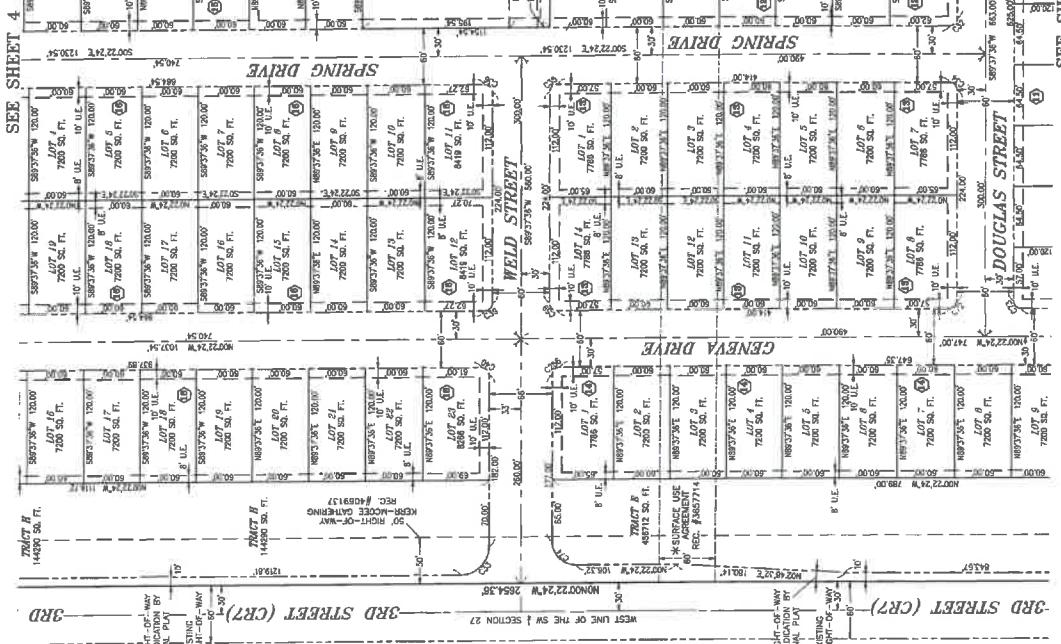


WATERFRONT FILING NO. 1

PRELIMINARY PLAT
LOCATED IN THE SOUTH HALF OF SECTION 34, TOWNSHIP 3 NORTH, AND THE
NORTH HALF OF SECTION 3, TOWNSHIP 2 NORTH, ALL OF RANGE 68 WEST 6TH P.M.
TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO
CONTAINING 586.072 ACRES±

SHEET 5 OF 13

SEE SHEET 4



SEE SHEET 6

SEE SHEET 1

FOSTER
RESERVOIR

100 YR FLOODPLAIN

SOILS

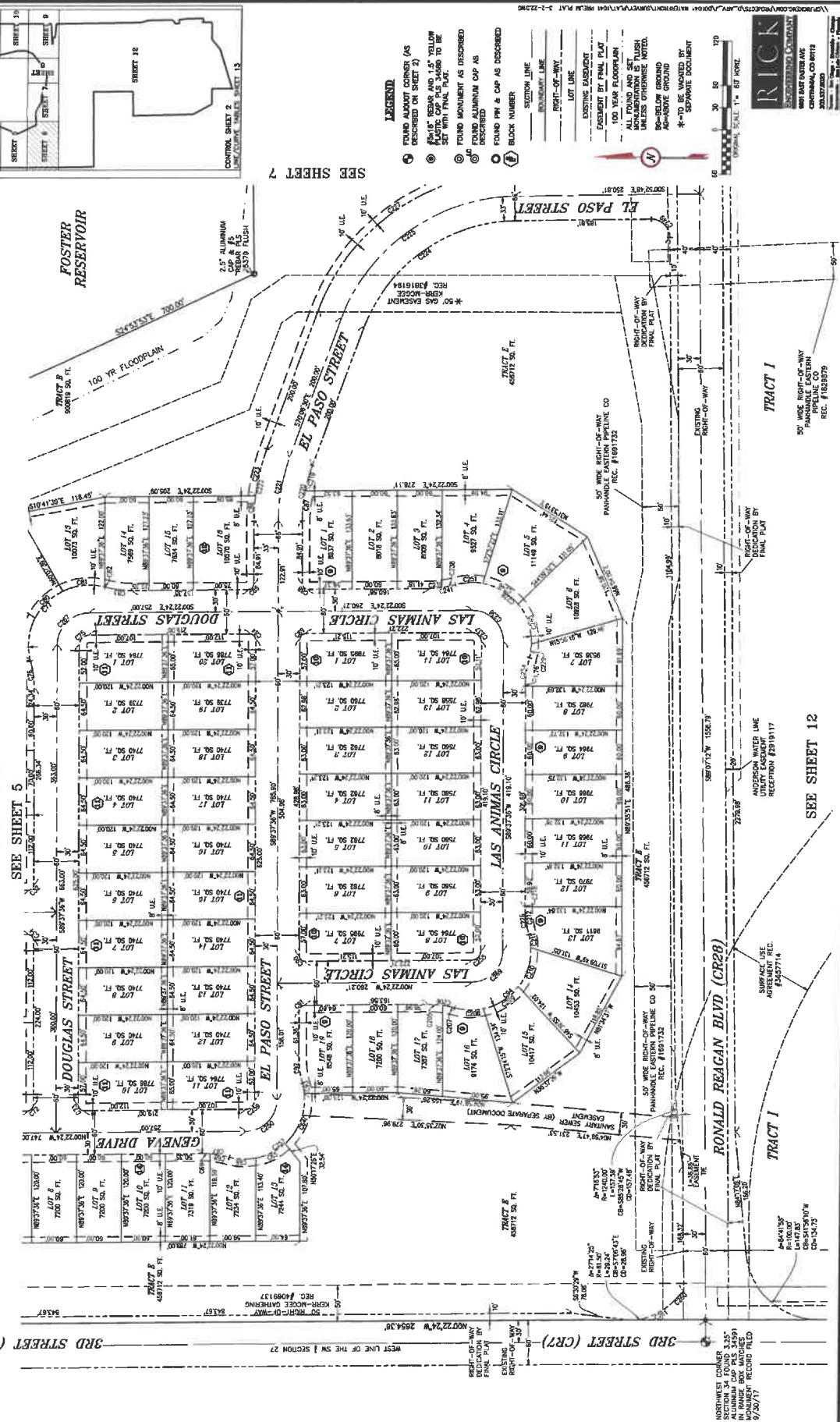
WATER

ROCK

WATERFRONT FILING NO. 1

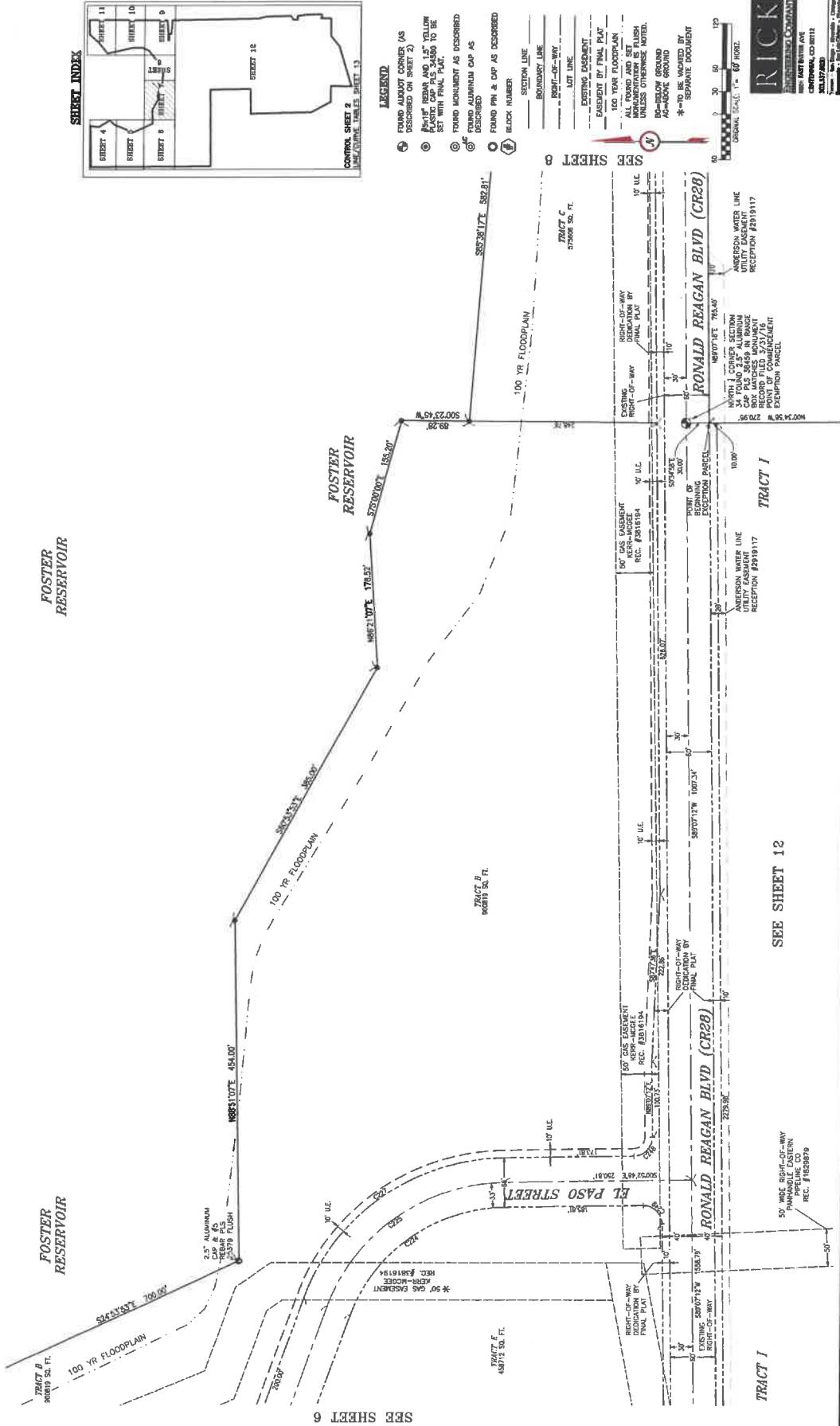
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TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO
CONTAINING 586.072 ACRES±

SHEET 6 OF 13



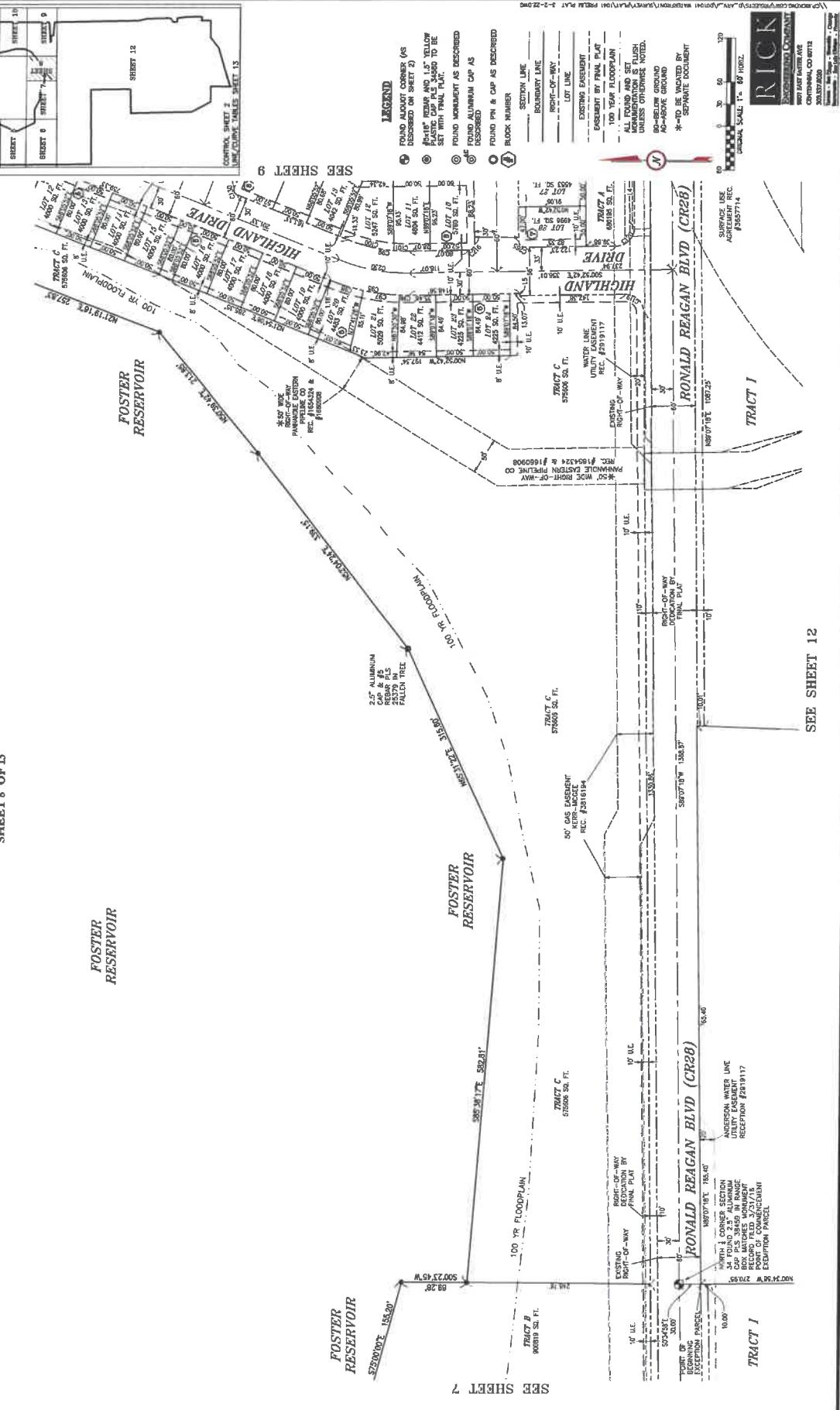
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TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO
CONTAINING 586.072 ACRES±
SHEET 7 OF 13



WATERFRONT FILING NO. 1

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TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO
CONTAINING 586.072 ACRES±
CHARTERED 6/10/1903



WATERFRONT FILING NO. 1

PRELIMINARY PLAT
LOCATED IN THE SOUTH HALF OF SECTION 34, TOWNSHIP 3 NORTH, AND THE
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TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO
CONTAINING 586.072 ACRES[±]
SHEET 10 OF 15

SEE SHEET 11

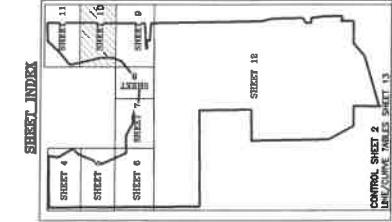


FOSTER
RESERVOIR

TRACT D
318523 Sq. Ft.

*SURFACE USE
AGREEMENT REC.
#445714

*SURFACE USE
AGREEMENT REC.
#445774



RICK
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Denver, CO 80202
303.296.2121
www.rickarch.com

CAST LINE OF THE SECTION 27

INTERSTATE 25

SEE SHEET 9

WATERFRONT FILING NO. 1

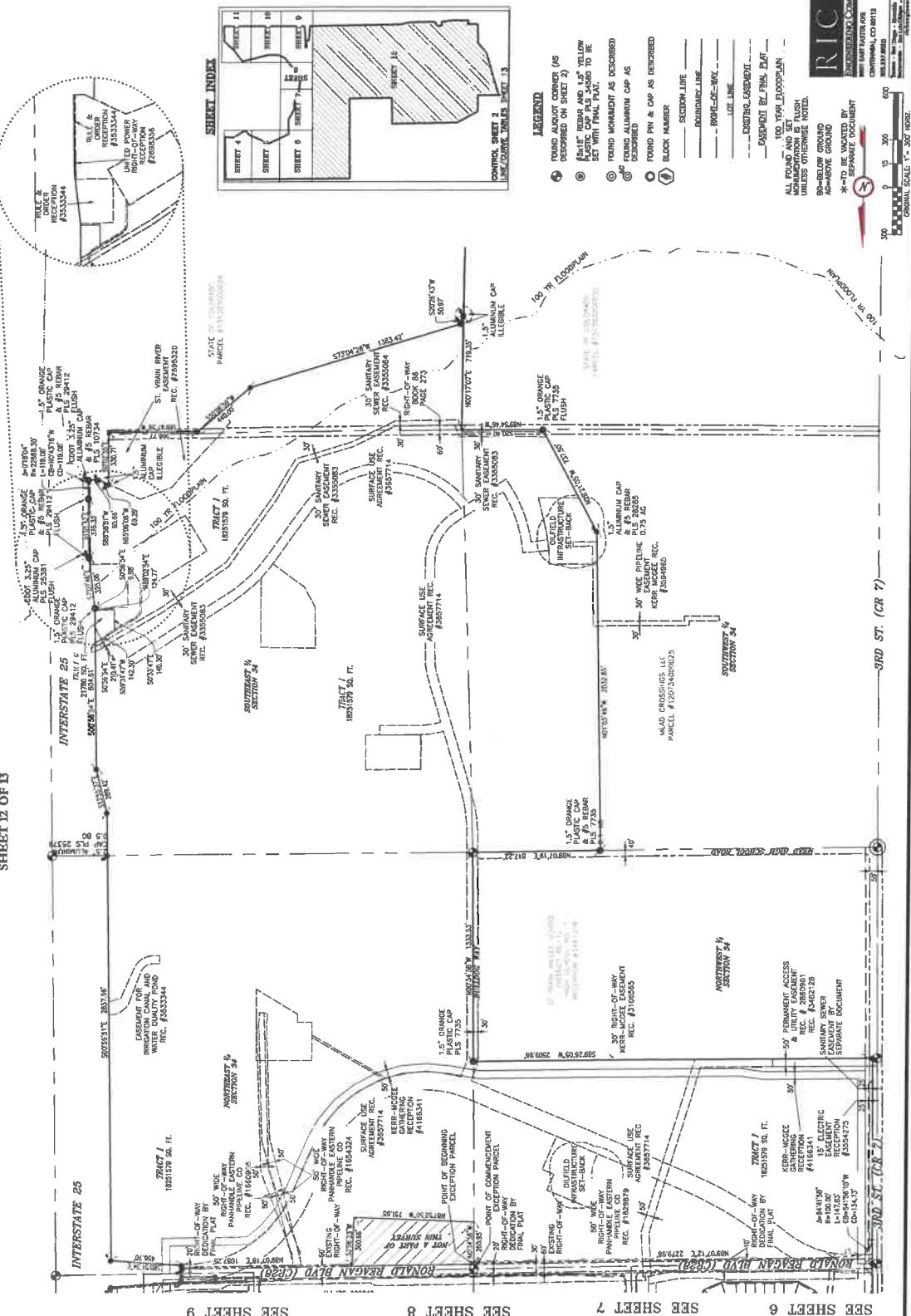
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TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO
CONTAINING 586.072 ACRES±
SHEET II OF 13



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PRELIMINARY PLAT
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TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO
CONTAINING 586.072 ACRES+

SHEET 12 OF 13



WATERFRONT FILING NO. 1

LOCATED IN THE SOUTH HALF OF SECTION 27 AND SECTION 34, TOWNSHIP 3 NORTH, AND THE
NORTH HALF OF SECTION 3, TOWNSHIP 2 NORTH, ALL OF RANGE 68 WEST 6TH P.M.
TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO
CONTAINING 586.072 ACRES±
SHEET 13 OF 13

CURVE TABLE											
Curve #	Length	Rounds	Delta	Radius	Chord Length	Chord Bearing	Curve Length	Radius	Delta	Radius	Chord Length
C1	67.54'	4.00°	(8900'00")	SA47375W	60.87'						
C2	4,000'	4.00°	(8900'00")	NA57224T	60.87'						
C3	67.54'	4.00°	(8900'00")	NA47373T	60.87'						
C4	171.46'	8.00°	(2100'00")	NA57223T	5.88"	C113 168.77' 81.00°	NA47373W	140.38'	C107 12.57' 81.00°	NA57223T	23.07'
C5	71.45'	8.00°	(1500'00")	NA57223T	11.31'	C114 54.35' 81.00°	NA57223T	54.06'	C108 1.51' 120.00°	NA57223T	1.31'
C6	145.80'	8.00°	(1500'00")	NA57223T	11.31'	C115 54.35' 81.00°	NA57223T	54.06'	C109 50.00' 080°00'00"	NA57223T	44.06'
C7	29.26'	8.00°	(200'00")	NA57223T	28.67'	C116 81.00' 080°00'00"	NA57223T	30.07'	C110 8.00' 080°00'00"	NA57223T	5.95'
C8	29.26'	8.00°	(200'00")	NA57223T	28.67'	C117 81.00' 080°00'00"	NA57223T	30.07'	C111 8.00' 080°00'00"	NA57223T	5.95'
C9	40.00'	8.00°	(100'00")	NA57223T	36.59'	C118 81.00' 080°00'00"	NA57223T	36.59'	C112 8.00' 080°00'00"	NA57223T	3.85'
C10	85.00'	8.00°	(100'00")	NA57223T	44.43'	C119 81.00' 080°00'00"	NA57223T	44.43'	C120 8.00' 080°00'00"	NA57223T	4.43'
C11	53.97'	8.00°	(200'00")	NA57223T	52.86'	C121 81.00' 080°00'00"	NA57223T	52.86'	C122 8.00' 080°00'00"	NA57223T	5.86'
C12	21.45'	8.00°	(200'00")	NA57223T	21.39'	C123 81.00' 080°00'00"	NA57223T	21.39'	C124 8.00' 080°00'00"	NA57223T	2.39'
C13	37.42'	8.00°	(150'00")	NA57223T	37.34'	C125 81.00' 080°00'00"	NA57223T	37.34'	C126 8.00' 080°00'00"	NA57223T	3.34'
C14	30.75'	8.00°	(150'00")	NA57223T	30.67'	C127 81.00' 080°00'00"	NA57223T	30.67'	C128 8.00' 080°00'00"	NA57223T	3.67'
C15	46.87'	8.00°	(150'00")	NA57223T	46.79'	C129 81.00' 080°00'00"	NA57223T	46.79'	C130 8.00' 080°00'00"	NA57223T	4.67'
C16	23.42'	8.00°	(150'00")	NA57223T	23.34'	C131 81.00' 080°00'00"	NA57223T	23.34'	C132 8.00' 080°00'00"	NA57223T	2.34'
C17	31.39'	8.00°	(150'00")	NA57223T	31.31'	C133 81.00' 080°00'00"	NA57223T	31.31'	C134 8.00' 080°00'00"	NA57223T	3.31'
C18	46.80'	8.00°	(150'00")	NA57223T	46.72'	C135 81.00' 080°00'00"	NA57223T	46.72'	C136 8.00' 080°00'00"	NA57223T	4.67'
C19	21.45'	8.00°	(150'00")	NA57223T	21.37'	C137 81.00' 080°00'00"	NA57223T	21.37'	C138 8.00' 080°00'00"	NA57223T	2.37'
C20	30.75'	8.00°	(150'00")	NA57223T	30.67'	C139 81.00' 080°00'00"	NA57223T	30.67'	C140 8.00' 080°00'00"	NA57223T	3.67'
C21	46.87'	8.00°	(150'00")	NA57223T	46.79'	C141 81.00' 080°00'00"	NA57223T	46.79'	C142 8.00' 080°00'00"	NA57223T	4.67'
C22	23.42'	8.00°	(150'00")	NA57223T	23.34'	C143 81.00' 080°00'00"	NA57223T	23.34'	C144 8.00' 080°00'00"	NA57223T	2.34'
C23	31.39'	8.00°	(150'00")	NA57223T	31.31'	C145 81.00' 080°00'00"	NA57223T	31.31'	C146 8.00' 080°00'00"	NA57223T	3.31'
C24	46.80'	8.00°	(150'00")	NA57223T	46.72'	C147 81.00' 080°00'00"	NA57223T	46.72'	C148 8.00' 080°00'00"	NA57223T	4.67'
C25	21.45'	8.00°	(150'00")	NA57223T	21.37'	C149 81.00' 080°00'00"	NA57223T	21.37'	C150 8.00' 080°00'00"	NA57223T	2.37'
C26	30.75'	8.00°	(150'00")	NA57223T	30.67'	C151 81.00' 080°00'00"	NA57223T	30.67'	C152 8.00' 080°00'00"	NA57223T	3.67'
C27	46.87'	8.00°	(150'00")	NA57223T	46.79'	C153 81.00' 080°00'00"	NA57223T	46.79'	C154 8.00' 080°00'00"	NA57223T	4.67'
C28	23.42'	8.00°	(150'00")	NA57223T	23.34'	C155 81.00' 080°00'00"	NA57223T	23.34'	C156 8.00' 080°00'00"	NA57223T	2.34'
C29	31.39'	8.00°	(150'00")	NA57223T	31.31'	C157 81.00' 080°00'00"	NA57223T	31.31'	C158 8.00' 080°00'00"	NA57223T	3.31'
C30	46.80'	8.00°	(150'00")	NA57223T	46.72'	C159 81.00' 080°00'00"	NA57223T	46.72'	C160 8.00' 080°00'00"	NA57223T	4.67'
C31	21.45'	8.00°	(150'00")	NA57223T	21.37'	C161 81.00' 080°00'00"	NA57223T	21.37'	C162 8.00' 080°00'00"	NA57223T	2.37'
C32	30.75'	8.00°	(150'00")	NA57223T	30.67'	C163 81.00' 080°00'00"	NA57223T	30.67'	C164 8.00' 080°00'00"	NA57223T	3.67'
C33	46.87'	8.00°	(150'00")	NA57223T	46.79'	C165 81.00' 080°00'00"	NA57223T	46.79'	C166 8.00' 080°00'00"	NA57223T	4.67'
C34	23.42'	8.00°	(150'00")	NA57223T	23.34'	C167 81.00' 080°00'00"	NA57223T	23.34'	C168 8.00' 080°00'00"	NA57223T	2.34'
C35	31.39'	8.00°	(150'00")	NA57223T	31.31'	C169 81.00' 080°00'00"	NA57223T	31.31'	C170 8.00' 080°00'00"	NA57223T	3.31'
C36	46.80'	8.00°	(150'00")	NA57223T	46.72'	C171 81.00' 080°00'00"	NA57223T	46.72'	C172 8.00' 080°00'00"	NA57223T	4.67'
C37	21.45'	8.00°	(150'00")	NA57223T	21.37'	C173 81.00' 080°00'00"	NA57223T	21.37'	C174 8.00' 080°00'00"	NA57223T	2.37'
C38	30.75'	8.00°	(150'00")	NA57223T	30.67'	C175 81.00' 080°00'00"	NA57223T	30.67'	C176 8.00' 080°00'00"	NA57223T	3.67'
C39	46.87'	8.00°	(150'00")	NA57223T	46.79'	C177 81.00' 080°00'00"	NA57223T	46.79'	C178 8.00' 080°00'00"	NA57223T	4.67'
C40	23.42'	8.00°	(150'00")	NA57223T	23.34'	C179 81.00' 080°00'00"	NA57223T	23.34'	C180 8.00' 080°00'00"	NA57223T	2.34'
C41	31.39'	8.00°	(150'00")	NA57223T	31.31'	C181 81.00' 080°00'00"	NA57223T	31.31'	C182 8.00' 080°00'00"	NA57223T	3.31'
C42	46.80'	8.00°	(150'00")	NA57223T	46.72'	C183 81.00' 080°00'00"	NA57223T	46.72'	C184 8.00' 080°00'00"	NA57223T	4.67'
C43	21.45'	8.00°	(150'00")	NA57223T	21.37'	C185 81.00' 080°00'00"	NA57223T	21.37'	C186 8.00' 080°00'00"	NA57223T	2.37'
C44	30.75'	8.00°	(150'00")	NA57223T	30.67'	C187 81.00' 080°00'00"	NA57223T	30.67'	C188 8.00' 080°00'00"	NA57223T	3.67'
C45	46.80'	8.00°	(150'00")	NA57223T	46.72'	C189 81.00' 080°00'00"	NA57223T	46.72'	C190 8.00' 080°00'00"	NA57223T	4.67'
C46	23.42'	8.00°	(150'00")	NA57223T	23.34'	C191 81.00' 080°00'00"	NA57223T	23.34'	C192 8.00' 080°00'00"	NA57223T	2.34'
C47	31.39'	8.00°	(150'00")	NA57223T	31.31'	C193 81.00' 080°00'00"	NA57223T	31.31'	C194 8.00' 080°00'00"	NA57223T	3.31'
C48	46.80'	8.00°	(150'00")	NA57223T	46.72'	C195 81.00' 080°00'00"	NA57223T	46.72'	C196 8.00' 080°00'00"	NA57223T	4.67'
C49	21.45'	8.00°	(150'00")	NA57223T	21.37'	C197 81.00' 080°00'00"	NA57223T	21.37'	C198 8.00' 080°00'00"	NA57223T	2.37'
C50	30.75'	8.00°	(150'00")	NA57223T	30.67'	C199 81.00' 080°00'00"	NA57223T	30.67'	C200 8.00' 080°00'00"	NA57223T	3.67'
C51	46.80'	8.00°	(150'00")	NA57223T	46.72'	C201 81.00' 080°00'00"	NA57223T	46.72'	C202 8.00' 080°00'00"	NA57223T	4.67'
C52	23.42'	8.00°	(150'00")	NA57223T	23.34'	C203 81.00' 080°00'00"	NA57223T	23.34'	C204 8.00' 080°00'00"	NA57223T	2.34'
C53	31.39'	8.00°	(150'00")	NA57223T	31.31'	C205 81.00' 080°00'00"	NA57223T	31.31'	C206 8.00' 080°00'00"	NA57223T	3.31'
C54	46.80'	8.00°	(150'00")	NA57223T	46.72'	C207 81.00' 080°00'00"	NA57223T	46.72'	C208 8.00' 080°00'00"	NA57223T	4.67'
C55	21.45'	8.00°	(150'00")	NA57223T	21.37'	C209 81.00' 080°00'00"	NA57223T	21.37'	C210 8.00' 080°00'00"	NA57223T	2.37'
C56	30.75'	8.00°	(150'00")	NA57223T	30.67'	C211 81.00' 080°00'00"	NA57223T	30.67'	C212 8.00' 080°00'00"	NA57223T	3.67'
C57	46.80'	8.00°	(150'00")	NA57223T	46.72'	C213 81.00' 080°00'00"	NA57223T	46.72'	C214 8.00' 080°00'00"	NA57223T	4.67'
C58	23.42'	8.00°	(150'00")	NA57223T	23.34'	C215 81.00' 080°00'00"	NA57223T	23.34'	C216 8.00' 080°00'00"	NA57223T	2.34'
C59	31.39'	8.00°	(150'00")	NA57223T	31.31'	C217 81.00' 080°00'00"	NA57223T	31.31'	C218 8.00' 080°00'00"	NA57223T	3.31'
C60	46.80'	8.00°	(150'00")	NA57223T	46.72'	C219 81.00' 080°00'00"	NA57223T	46.72'	C220 8.00' 080°00'00"	NA57223T	4.67'
C61	21.45'	8.00°	(150'00")	NA57223T	21.37'	C221 81.00' 080°00'00"	NA57223T	21.37'	C222 8.00' 080°00'00"	NA57223T	2.37'
C62	30.75'	8.00°	(150'00")	NA57223T	30.67'	C223 81.00' 080°00'00"	NA57223T	30.67'	C224 8.00' 080°00'00"	NA57223T	3.67'
C63	46.80'	8.00°	(150'00")	NA57223T	46.72'	C225 81.00' 080°00'00"	NA57223T	46.72'	C226 8.00' 080°00'00"	NA57223T	4.67'
C64	23.42'	8.00°	(150'00")	NA57223T	23.34'	C227 81.00' 080°00'00"	NA57223T	23.34'	C228 8.00' 080°00'00"	NA57223T	2.34'
C65	31.39'	8.00°	(150'00")	NA57223T	31.31'	C229 81.00' 080°00'00"	NA57223T	31.31'	C230 8.00' 080°00'00"	NA57223T	3.31'
C66	46.80'	8.00°	(150'00")	NA57223T	46.72'	C231 81.00' 080°00'00"	NA57223T	46.72'	C232 8.00' 080°00'00"	NA57223T	4.67'
C67	21.45'	8.00°	(150'00")	NA57223T	21.37'	C233 81.00' 080°00'00"	NA57223T	21.37'	C234 8.00' 080°00'00"	NA57223T	2.37'
C68	30.75'	8.00°	(150'00")	NA57223T	30.67'	C235 81.00' 080°00'00"	NA57223T	30.67'	C236 8.00' 080°00'00"	NA57223T	3.67'
C69	46.80'	8.00°	(150'00")	NA57223T	46.72'	C237 81.00' 080°00'00"	NA57223T	46.72'	C238 8.00' 080°00'00"	NA57223T	4.67'
C70	23.42'	8.00°	(150'00")	NA5722							