

BOARD OF COUNTY COMMISSIONERS OF GUNNISON COUNTY

RESOLUTION NO. 34 SERIES 1996

A RESOLUTION APPROVING PHASE I OF LAND USE CHANGE APPLICATION NO. 1995-36, FOR NEWPORT PROPERTIES, INC.

WHEREAS, Newport Properties, Inc. has applied for a land use change permit to authorize the replat of certain parcels in the initial filing of Skyland; and

WHEREAS, after a review of the Plan and all information, documentation and testimony related to it, the Gunnison County Planning Commission did, on June 28, 1996 forward a Recommendation of approval of that Preliminary Plan with certain Findings and a conditions;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado, that Phase I of Land Use Change application No. 1995-36 is hereby approved with the following conditions:

1. That the Chairperson of the Board of Commissioners be authorized to sign the Final Plat once the applicant has submitted, and the Planning Department has confirmed that:
 - a. The requisite responses of the Skyland Property owners have been returned and the property owners have approved these changes in compliance with their own covenant and by-law requirements.
 - b. That the County Attorney has approved a Development Improvement Agreement;
 - c. That language be added to the Final Plat dedicating the designated open space to the Skyland Metropolitan District including a non-exclusive easement at a location to be determined.
2. That the applicant has agreed to revisit the issue of placing a cap on resale of the affordable housing units.

THIS APPROVAL is effected noting that decision documentation includes, but is not limited to the application and the entire Planning Department land use change permit file relative to this application.

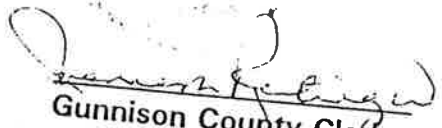
THIS RESOLUTION AND THE APPROVAL GRANTED HEREBY shall not be effective unless and until a copy is recorded in the Office of the Clerk and Recorder of Gunnison County at the expense of the applicant.

INTRODUCED by commissioner Marlene Zanetell, seconded by Commissioner Fred Field, and passed on this 16th day of July, 1996.

**BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO**

By 
Chairperson

ATTEST:


Gunnison County Clerk and Recorder