

**RESOLUTION APPROVING THE DEED OF CONSERVATION
EASEMENT IN GROSS BETWEEN ADAMS COUNTY AND THE CITY OF
BRIGHTON FOR THE ANDERSON/HATTENDORF/SABLE FARMLAND
PROPERTY**

WHEREAS, Adams County voters approved an Open Space Sales Tax on November 2, 1999, to be used in accordance with Resolution 99-1; and,

WHEREAS, the City of Brighton received an Open Space Sales Tax grant on November 15, 2016 for the acquisition of the Anderson/Hattendorf/Sable Farmland property, which is approximately 63.688 acres in size and located near 144th Avenue and Sable Boulevard; and,

WHEREAS, pursuant to the Open Space Sales Tax Policies and Procedures, upon acquisition of the Anderson/Hattendorf/Sable Farmland property, a conservation easement is required to be placed on the property to preserve passive use of the property in perpetuity; and,

WHEREAS, the City of Brighton has set a closing date for the property and wishes to encumber the property with a conservation easement once the property has been purchased; and,

WHEREAS, a baseline report has been created that documents the conservation values on the property; and,

WHEREAS, the City of Brighton has requested that Adams County holds the conservation easement; and,

WHEREAS, the City of Brighton has signed the conservation easement indicating its approval; and,

WHEREAS, Adams County wishes to accept the conservation easement; and,

WHEREAS, the current owner has entered into a covenant not to disturb the surface with the subsurface mineral owner and wishes to assign the rights in the covenant to both the City of Brighton and Adams County; and,

WHEREAS, the conservation easement will be effective as of the date that the easement is recorded with the Adams County Clerk and Recorder.

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners, County of Adams, State of Colorado, that the Deed of Conservation Easement in Gross between Adams County and the City of Brighton for the Anderson/Hattendorf/Sable Farmland Property, a copy of which is attached hereto and incorporated herein by this reference, be and hereby is approved.

BE IT FURTHER RESOLVED that the Chair is authorized to sign said Conservation Easement on behalf of Adams County.

BE IT FURTHER RESOLVED that the Chair is also authorized to sign the Assignment of Rights to Prohibit Surface Use Under Oil and Gas Lease on behalf of Adams County.

BE IT FURTHER RESOLVED that Parks and Open Space Department staff is authorized to sign any non-contractual documents associated with the conservation easement.