

RESOLUTION APPROVING SECOND AMENDMENT TO SUBDIVISION
IMPROVEMENTS AGREEMENT BETWEEN ADAMS COUNTY AND SEC 2-3 PHOENIX,
LLC, FOR SHOOK SUBDIVISION

Resolution 2018-

WHEREAS, it is provided by resolution of the Board of County Commissioners, County of Adams, that where designated the Developer shall have entered into a written agreement with the County to install public and/or private improvement, and to deed land for public purposes or right-of-way or submit cash-in-lieu; and,

WHEREAS, on February 27, 2006, the Board of County Commissioners, in Case No. PLT2005-00051-00004, Shook Subdivision, approved a Major Subdivision (Final Plat) to allow 32 lots on approximately 55.274 acres; and,

WHEREAS, the Board of County Commissioners approved the Subdivision Improvements Agreement for Shook Subdivision at public hearing on July 17, 2017, recorded in the public records of Adams County, Colorado at Reception No. 2017000064960 (“2017 Agreement”); and,

WHEREAS, the Board of County Commissioners approved the First Amendment to the Subdivision Improvements Agreement for Shook Subdivision at public hearing on February 13, 2018, recorded in the public records of Adams County, Colorado at Reception No. 2018000013397 (“2018 Agreement”); and,

WHEREAS, the Developer desires to amend 2018 Agreement order to facilitate the re-platting of the Property, facilitate construction of the development and, future development of the lands to the north; and,

WHEREAS, the Developer has provided appropriate collateral to meet the terms of the agreement; and,

WHEREAS, the Adams County Community and Economic Development Department recommends approval of the attached Second Amendment to the Subdivision Improvements Agreement for Shook Subdivision, Case No. PLT2005-00051.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, County of Adams, State of Colorado, that the Second Amendment to the Subdivision Improvements Agreement between Adams County and SEC 2-3 Phoenix, LLC, for Shook Subdivision, Case No. PLT2005-00051, a copy of which is attached hereto and incorporated herein by this reference, be approved.

BE IT FURTHER RESOLVED that the Chair of the Board of County Commissioners be authorized to execute this AGREEMENT on behalf of the County of Adams, State of Colorado.