

**RESOLUTION APPROVING GRANT OF A DRAINAGE EASEMENT TO PASS
PUBLIC STORM DRAINAGE THROUGH A NEXUS AT DIA TECH CENTER
NO. 2019-56**

WHEREAS, DIATC Metropolitan District (“DEVELOPER”) is constructing a drainage channel in the City of Commerce City (“City”) and is required to provide for the drainage of the storm water from the City rights-of-way of way and private property within the DIA Tech Center Subdivision through un-platted private property as described in Exhibit A and enter a storm detention pond serving the DIA Tech Center Subdivision;

WHEREAS, DEVELOPER has requested one (1) non-exclusive, permanent drainage easement dedicated to the City as set forth in the attached easement and legal description to permit the development of its drainage channel; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

1. The granting of the drainage easements as set forth in the Easements attached hereto as Exhibit A shall be for a public purpose and in the best interest of the residents of the City.
2. The Easement is hereby approved, substantially in the form attached hereto.
3. The Mayor and the City Clerk are hereby authorized and directed to sign and attest the Easement on behalf of the City of Commerce City.

RESOLVED AND PASSED THIS 3RD DAY OF JUNE 2019.

CITY OF COMMERCE CITY, COLORADO

Sean Ford, Mayor

ATTEST

Laura J. Bauer, MMC, City Clerk