

A RESOLUTION GRANTING A TEMPORARY CONSTRUCTION EASEMENT.

NO. 2025-040

WHEREAS, Greystar Development Central, LLC (“Developer”) has entered into a Development Agreement with the City of Commerce City (“City”);

WHEREAS, as part of that Development Agreement the Developer has agreed to construct various public improvement, including drainage infrastructure;

WHEREAS, Developer requires access to certain City owned property to execute the drainage improvements, as described in the attached Temporary Construction Easement (the “Easement”); and

WHEREAS, based on the foregoing the City desires to grant Developer the right to enter that certain City property for the purposes of constructing public drainage infrastructure.

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

SECTION 1. Grant of Easement. The grant of a Temporary Construction Easement is hereby approved, granting to Developer the Easement for the construction of a crossing under the O’Brian Canal and any necessary appurtenances. All rights and interests shall be defined exclusively by the terms and conditions set forth in the written easement.

SECTION 2. Execution and Authorization. Pursuant to City Charter 4.14, the Mayor is authorized to execute on behalf of the City any documents required to facilitate the conveyance of City owned property. The Mayor hereby executes this Temporary Construction Easement on behalf of City Council.

RESOLVED AND PASSED THIS 17TH DAY OF MARCH 2025.

CITY OF COMMERCE CITY, COLORADO

Steve J. Douglas, Mayor

ATTEST

Dylan A. Gibson, City Clerk