

**RESOLUTION APPROVING CONVEYANCE OF DEED OF CONSERVATION  
EASEMENT FROM ADAMS COUNTY TO THE CITY OF COMMERCE CITY**

**NO. 2021-15**

WHEREAS, Adams County (“County”) is the owner in fee simple of certain real property (“Property”) located in Adams County, Colorado at 14070 Riverdale Road, more specifically described in the draft Deed of Conservation Easement attached hereto as Exhibit A;

WHEREAS, the Property possesses natural, scenic, open space, and recreational values (collectively, “Conservation Values”) to the residents of both the County and the City of Commerce City (“City”);

WHEREAS, for the purpose of preserving and protecting the Conservation Values of the Property in perpetuity, the County intends to convey a Deed of Conservation Easement to the City, which Conservation Easement would permit only uses of the Property which do not substantially diminish or impair the Property’s Conservation Values and would prevent any use of the Property that would substantially impair or interfere with protecting the Property’s Conservation Values;

WHEREAS, the City is authorized pursuant to § 29-1-203, C.R.S., as amended, and Section 4.13 of the Charter of the City of Commerce City, to enter into intergovernmental agreements; and

WHEREAS, the City is further authorized pursuant to Sections 4.18 and 16.1 of the City Charter to receive donations of property interests for charitable purposes, and to provide or contract for the preservation of sites with recreational or scenic value in the public interest.

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

1. The City Council finds and determines that approval of the Deed of Conversation Easement is and shall be in the best interest of the residents of the City.
2. The Deed of Conservation Easement, substantially in the form attached hereto as Exhibit A, is hereby approved.
3. The City Manager and the City Clerk are hereby authorized and directed to sign and attest the Agreement, substantially in the form attached, on behalf of the City.

RESOLVED AND PASSED THIS 1ST DAY OF MARCH, 2021.

CITY OF COMMERCE CITY, COLORADO

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Benjamin A. Huseman, Mayor

ATTEST

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Dylan A. Gibson, City Clerk