

**TOWN OF SUPERIOR
BOARD OF TRUSTEES
RESOLUTION NO.R-57
SERIES 2020**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF
SUPERIOR APPROVING A FINAL PLAT AND FINAL DEVELOPMENT
PLAN FOR THE ROGERS FARM SUBDIVISION (CASE NO. FP-
2020-03 & FDP-2020-02)**

WHEREAS, Boulder Creek Neighborhoods(the "Applicant") wishes to develop certain property located within the Town of Superior, generally described as the Rogers Farm Subdivision (the "Property");

WHEREAS, the Applicant filed an application (the "Application") for approval of a final plat (the "Final Plat") to subdivide the Property and a final development plan ("FDP") to develop 12 lots within Block 1 and 49 lots within Block 2 of the Property (the "Development");

WHEREAS, separately, the Applicant filed an application to rezone the property from Medium Density Residential (R-M) and Agricultural, Urban Reserve (A-UR) to Planned Development(the "PD");

WHEREAS, Sections 16-8-50 and 16-10-40 of the Superior Municipal Code (the "Code") requires a public hearing and recommendation by the Planning Commission and determination by the Board of Trustees on the Final Plat and FDP, respectively;

WHEREAS, the specific approval criteria for a final plat are set forth in Section 16-8-50 of the Code;

WHEREAS, the specific approval criteria for a final development plan are set forth in Section 16-10-40(b) of the Code;

WHEREAS, on June 23, 2020 and July 7, 2020, the Planning Commission held properly-noticed public hearings on the Application and approved the Application, with conditions;

WHEREAS, on July 13, 2020 and August 24, 2020, the Board of Trustees held a properly-noticed public hearing on the Application; and

WHEREAS, the Board of Trustees, upon reviewing the recommendation of the Planning Commission, hearing the

statements of staff and the public, and giving due consideration to the matter, finds and determines as provided below.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR, COLORADO, as follows:

Section 1. The Board of Trustees hereby finds and determines that the Application meets all of the applicable criteria set forth in the Code and is consistent with the Town of Superior Comprehensive Plan.

Section 2. The Board of Trustees hereby approves the Application, subject to the following conditions:

A. The Applicant shall, within 60 days of approval of this Resolution, make minor technical and redline corrections to plans as identified by Town Staff;


B. The Final Plat shall be recorded prior to the FDP and PD;

C. The FDP shall include single-family detached dwelling units only; and

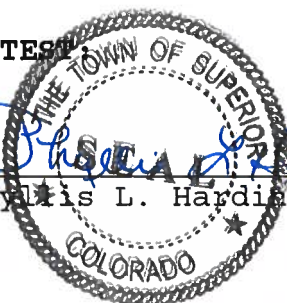

D. The Applicant shall contribute up to \$20,000 toward the Town's actual cost of installing pedestrian-oriented traffic calming measures, such as a rapid flashing beacon, at the McCaslin Boulevard roundabout.

Section 3. The Subdivision Improvement Agreement between the Town of Superior and Boulder Creek Rogers Farm, LLC is hereby approved in substantially the form attached hereto, subject to final approval by the Town Attorney. Upon such approval, the Mayor is authorized to execute the Subdivision Improvement Agreement on behalf of the Town.

Adopted this 24th day of August, 2020.



Clint Folsom, Mayor

ATTEST



Phyllis L. Hardie, Town Clerk