

TOWN OF SUPERIOR
ORDINANCE NO. 0-15
SERIES 2020

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF
SUPERIOR APPROVING THE CONVEYANCE OF A CONSERVATION
EASEMENT TO BOULDER COUNTY AND JEFFERSON COUNTY

WHEREAS, pursuant to C.R.S. § 31-15-713, the Board of Trustees is authorized to sell or dispose of real property, by ordinance, held by the Town for purposes other than governmental purposes;

WHEREAS, the Board of Trustees finds and determines that the real property held by the Town and described in **Exhibit 1** to the Deed of Conservation Easement, attached hereto and incorporated herein by this reference (the "Property"), is not being used for purposes other than open space, and as such, should be subject to a conservation easement in favor of Boulder County and Jefferson County; and

WHEREAS, the Board of Trustees wishes to approve the grant of a conservation easement to Boulder County and Jefferson County, as set forth in the attached Purchase and Sale Agreement and Conservation Easement.

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

Section 1. Based on the foregoing findings, the Board of Trustees hereby authorizes and approves the conveyance of a conservation easement on the Property to Boulder County and Jefferson County.

Section 2. In furtherance of the conveyance, the Board of Trustees hereby approves the Purchase and Sale Agreement and the Deed of Conservation Easement in substantially the form attached hereto, subject to final approval by the Town Attorney. Upon such approval, the Mayor is hereby authorized to execute the Purchase and Sale Agreement and the Conservation Easement on behalf of the Town.

Section 3. **Severability.** If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts

hereof irrespective of the fact that any one or part or parts be declared unconstitutional or invalid.

Section 4. Safety. This Ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

INTRODUCED, READ, PASSED AND ORDERED PUBLISHED this 12th day of October, 2020.

Clint Folsom

Clint Folsom, Mayor



Phyllis L. Hardin
Phyllis L. Hardin, Town Clerk-Treasurer