A RESOLUTION

AMENDING RESOLUTION 2020-8 AND GRANTING AUTHORITY TO CONTINUE UNDER CITY CODE SECTION 14.27 FOR DEVELOPMENT PROJECT AT 6263 W. JEWELL AVE.

WHEREAS, on January 27, 2020, the City adopted Resolution 2020-8 by which “Authority to Continue” under Code Section 14.27.160 was withheld for a proposed development (the “Project”) of property located at 6263 W. Jewell Ave. (the “Property”);

WHEREAS, Authority to Continue was originally withheld for the Project because, under resolution 2020-8, the Project was subject to on-going litigation and other issues at the time;

WHEREAS, the parties to the litigation have now resolved all matters in dispute and have reached a settlement agreement relating to the proposed Project (the “Settlement Agreement”);

WHEREAS, the basis for withholding the Authority to Continue has now been resolved to the satisfaction of the Property owner, the developer/applicant, the neighborhood groups and the City;

WHEREAS, the parties have finalized the Settlement Agreement, the effectiveness of which is contingent upon the City now granting Authority to Continue to the Project;

WHEREAS, City staff has recommended granting Authority to Continue for the Project;

WHEREAS, the Property owner, the developer, the neighborhood group and the homeowners association also support the City granting Authority to Continue for the Project;

WHEREAS, to now grant Authority to Continue for the Project, the City Council must amend Resolution 2020-8; and

WHEREAS, the City Council hereby finds and determines that amending Resolution 2020-8 to grant Authority to Continue for the Project is and shall be in the best interest of the residents of the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lakewood, Colorado, that:

SECTION 1. The City Council hereby amends Resolution 2020-8 as follows:

a) The fifth (5th) “Whereas” clause is deleted in its entirety.
b) Section 3 is amended to replace the phrase “except for” with the word “including” and to replace the date of December 31, 2020, with the date of December 31, 2022, such that Section 3 shall read in its entirety as follows:

SECTION 3. City Council hereby directs staff to proceed, including 6263 W. Jewell, without allocations on all building permit applications received prior to July 12, 2019 that receive building permits no later than December 31, 2022, after which time they will require allocations and be subject to the provisions of Chapter 14.27.

SECTION 2. All other provisions in resolution 2020-8 shall remain in effect, except as modified above.

SECTION 3. The building permit application for 6263 W. Jewell Ave. received prior to July 12, 2019 is granted Authority to Continue under Code Section 14.27 and may be processed without allocations.

SECTION 4. This Resolution shall become effective immediately upon adoption.

INTRODUCED, READ AND ADOPTED by a vote of _____ for and _____ against at a virtual regular meeting of the Lakewood City Council held on November 23, 2020, at 7 o’clock p.m.

________________________________________
Adam Paul, Mayor

ATTEST:

________________________________________
Benjamin B. Goldstein, Interim City Clerk

APPROVED AS TO FORM:

________________________________________
Timothy P. Cox, City Attorney