

RESOLUTION 2007-14
A RESOLUTION OF THE FRUITA CITY COUNCIL
APPROVING AN AMENDMENT TO THE IMPROVEMENTS AND WARRANTY
AGREEMENT, RESOLUTION 2006-05, FOR
LEGACY P.U.D. SUBDIVISION

WHEREAS, the Applicant applied for a Major Subdivision in accordance with Chapter 17.15 of the Fruita Land Use Code, and

WHEREAS, the proposed Major Subdivision, as described in the Legal Description of the Improvements and Warranty Agreement attached hereto, is located in a Community Residential zone as designated on the Official Zoning Map, and,

WHEREAS, pursuant to Chapter 17.15 of the Fruita Land use Code the project was reviewed by the Planning Department Staff and various review agencies. These comments along with the Planning Department file was made part of the record of the public hearing, and,

WHEREAS, the Planning Commission, at a public hearing held on **May 9, 2006** voted to recommend approval of the final plat for **LEGACY P.U.D. SUBDIVISION** to the City Council, and the Fruita City Council, at a public hearing held on **June 6, 2006**, voted to approve the preliminary plan/final plat subject to Council, Staff and Review agency Comments.

WHEREAS, the City Council approved Resolution 2006-50 on July 5, 2006 for the Improvements Agreement for Legacy P.U.D. Subdivision.

WHEREAS, this amendment will allow the owner Vicky Sanger to sell a portion of the Legacy P.U.D. Subdivision, through an assignment, to 4 Star, LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE FRUITA CITY COUNCIL THAT THE AMENDED IMPROVEMENTS AGREEMENT AND ASSIGNMENT FOR LEGACY P.U.D. SUBDIVISION, ATTACHED HERETO AS EXHIBIT A, IS HEREBY APPROVED.

PASSED AND ADOPTED BY THE FRUITA CITY COUNCIL
THIS 6TH DAY OF FEBRUARY 2007

CITY OF FRUITA

Dave Karisny, Mayor Pro Tem

ATTEST:

City Clerk