

RESOLUTION 2021-44

**A RESOLUTION OF THE FRUITA CITY COUNCIL APPROVING THE FINAL
RELEASE OF THE SUBDIVISION IMPROVEMENTS AGREEMENT FOR THE OAK
CREEK ESTATES SUBDIVISION.**

WHEREAS, the developer of the Oak Creek Estates Subdivision project entered into a Subdivision Improvements Agreement recorded in the records of the Mesa County Clerk and Recorder (reception #2886015) to guarantee that required improvements would be completed within a certain time period, and

WHEREAS, the 1st release of the funding guarantee for the required improvements and the start of the required two-year warranty period was approved by the City Council on December 3, 2019, and

WHEREAS, the two-year warranty period has lapsed since acceptance of the improvements and they have been found by city staff to be free of defects in materials and workmanship or other problems.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
FRUITA, COLORADO:**

THAT the Oak Creek Estates Subdivision is released from the Subdivision Improvements Agreement including the two-year warranty period.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRUITA,
COLORADO THIS 21ST DAY OF DECEMBER 2021.**

ATTEST:

City of Fruita

Margaret Sell, City Clerk

Joel Kincaid, Mayor