

**TOWN OF GRAND LAKE
BOARD OF TRUSTEES
RESOLUTION NO. 07-2024**

**A RESOLUTION APPROVING A LOT CONSOLIDATION OF LOTS 3-5, BLOCK 1, SUNNYSIDE
ADDITION TO GRAND LAKE, MORE COMMONLY REFERRED TO AS 240 AND 300 HANCOCK
STREET**

WHEREAS, Martell Real Estate Group, LLC (the “Applicant”) is the owner of certain real property located within the Town of Grand Lake, more particularly described as follows:

Lot 3-5, Block 1, Sunnyside Addition to Grand Lake, Grand Lake, Colorado, also known as: 240 and 300 Hancock Street, Grand Lake, Colorado 80447 (the “Property”); and

WHEREAS, the Applicant has submitted an application seeking approval of a lot consolidation (“the Application”), pursuant to Section 12-6-8(B) of the Town Code; and

WHEREAS, Section 12-6-8(B)(4) of the Town Code provides that the Planning Commission and the Board of Trustees are to apply the following criteria in considering an application to consolidate lots:

1. The combined lots are legal lots as defined in section 12-6-8(A)(1).
2. The combined lots would not subsequently create additional lots other than the resultant lots.
3. The consolidation would not adversely affect existing access, drainage, utility easements, or rights-of-way.
4. The lot consolidation would not adversely affect adjacent properties and the property owners’ enjoyment of their property.
5. Any covenants, deed restrictions, or other conditions of approval that apply to the original lots must also apply to the resultant lots.

WHEREAS, following proper notice, the Application was presented to and considered by the Planning Commission at its regular meeting on February 7, 2024; and

WHEREAS, Planning Commission has recommended approval of the Application; and

WHEREAS, based on the Application, the representations of the Applicant to the Planning Commission and the comments of the public, the Planning Commission finds:

1. The combined lots are legal lots as defined in section 12-6-8(A)(1).
2. The combined lots would not subsequently create additional lots other than the resultant lots.
3. The consolidation would not adversely affect existing access, drainage, utility easements, or rights-of-way.
4. The lot consolidation would not adversely affect adjacent properties and the property owners’ enjoyment of their property.
5. Any covenants, deed restrictions, or other conditions of approval that apply to the original lots must also apply to the resultant lots.

WHEREAS, the Board of Trustees (the “Board”) reviewed the Application request at a regularly scheduled meeting.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF GRAND LAKE, COLORADO AS FOLLOWS:

THAT, The Board of Trustees recommends that the Application be approved subject to the conditions set

forth below:

1. Payment by Applicant of all legal, engineering and administrative fees incurred by the Town in connection with review, processing, consideration and approval of the Application
2. Compliance by the Applicant with all representations made to the Planning Commission during all public hearings or meetings related to the Application
3. The resultant lot is to be considered one new lot in perpetuity, never to be sold or mortgaged separately without the reapplication and approval from the Town to re-subdivide. This limitation shall be noted on the face of the Lot Consolidation Plat prior to recording.

THAT, regarding severability: If any Article, Section, paragraph, sentence, clause, or phrase of this Resolution is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution. The Board of Trustees declares that it would have passed this Resolution and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid; and

THAT, regarding repeal: Existing resolutions or parts of resolutions covering the same matters as embraced in this Resolution are hereby repealed and all resolutions or parts of resolutions inconsistent with the provisions of this Resolution are hereby repealed; and

THAT, the approved Plat shall be recorded with the Grand County Clerk and Recorder within six months of approval by the Board of Trustees.

THAT, all previously recorded easements, agreements, and appurtenances for any of the lots 3, 4, and 5 Block 20, Sunnyside Addition to Grand Lake shall continue to run with the land and the resultant lot shall not affect these agreements.

DULY MOVED, SECONDED, AND APPROVED BY THE BOARD OF TRUSTEES OF THE TOWN OF GRAND LAKE, COLORADO, THIS 12th DAY OF FEBRUARY, 2024.

(S E A L)

Votes Approving:	0
Votes Opposed:	0
Absent:	0
Abstained:	0

ATTEST:

 Alayna Carrell
 Town Clerk

TOWN OF GRAND LAKE

 Stephan Kudron
 Mayor