

**TOWN OF JOHNSTOWN, COLORADO  
RESOLUTION NO. 2021-04**

**APPROVING THE CONVERSION OF THE TOWN'S TEMPORARY  
USE PERMIT FOR THE RIGHT TO USE COLORADO-BIG  
THOMPSON PROJECT WATER TO AN ANNUALLY RENEWABLE  
PERPETUAL WATER CONTRACT**

**WHEREAS**, the Town of Johnstown, Colorado (the "Town") is a Colorado home rule municipality, duly organized and existing under the laws of the State of Colorado and the Town's Home Rule Charter; and

**WHEREAS**, the Town Council is vested with authority to administer the affairs of the Town; and

**WHEREAS**, the Town holds a Temporary Use Permit issued by the Northern Colorado Water Conservancy District ("District") for the right to use fifty-six (56) acre-feet of Colorado-Big Thompson Project water; and

**WHEREAS**, on January 10, 2003, the Board of Directors of the District approved a policy requiring the conversion of temporary use permits to annually renewable water contracts authorized by Section 37-45-131, C.R.S. ("Section 131 Annually Renewable Water Contracts"); and

**WHEREAS**, based on the District's policy, the Town Council desires to convert the Town's fifty-six (56) acre-foot unit of Colorado-Big Thompson Project water from the Temporary Use Permit to a Section 131 Annually Renewable Water Contract; and

**WHEREAS**, the Town Council finds that adoption of this Resolution it is in the best interest of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO, THAT:**

**Section 1:** The Town Council hereby approves the Application to Northern Colorado Water Conservancy District for Cancellation of Temporary Use Permits, attached hereto and incorporated herein by reference as Exhibit A, and authorizes the Mayor to execute it.

**Section 2:** The Town Council hereby approves the Application to Northern Colorado Water Conservancy District for Annually Renewable Perpetual Water Contract for Right to Use Colorado-Big Thompson Project Water under C.R.S. 37-45-131, attached hereto and incorporated herein by reference as Exhibit B, and authorizes the Mayor to execute it.

**Section 3.** This Resolution shall be effective as of the date of its adoption.

PASSED, SIGNED, APPROVED, AND ADOPTED this \_\_\_\_day of January, 2021.

**TOWN OF JOHNSTOWN, COLORADO**

**ATTEST:**

By: \_\_\_\_\_  
Diana Seele, Town Clerk

By: \_\_\_\_\_  
Gary Lebsack, Mayor