

TOWN OF PALMER LAKE, COLORADO

RESOLUTION NO. 55-2023

**A RESOLUTION TO AUTHORIZE A LEASE AGREEMENT, OPTION AGREEMENT,
AND PRE-REDEVELOPMENT AGREEMENT WITH ECOSPA TO ALLOW ECOSPA
TO SEEK TO AMEND THE PUD FOR LAND USE OF 2.8 ACRES AT THE TOWN
ELEPHANT ROCK PROPERTY, HWY 105,
PALMER LAKE, COLORADO**

WHEREAS, the Board of Trustees of the Town of Palmer Lake, Colorado, pursuant to Colorado statute and the Town of Palmer Lake Municipal Code, is vested with the authority of administering the affairs of the Town of Palmer Lake, Colorado; and

WHEREAS, the Town Board of Trustees has authority over Town property; and

WHEREAS, the Town Board desires to enter into a Lease Agreement, Option Agreement, and Pre-Redevelopment Agreement to allow EcoSpa the use of 2.8 acres of the Elephant Rock Property, located at Hwy 105, as a tenant to the Town of Palmer Lake; and

WHEREAS, the tenant will need to amend the current Planned Unit Development (PUD) on the property with said PUD amendment following the Town process including being reviewed and approved by the Board of Trustees at a public meeting for which the Town will require a further Redevelopment Agreement with the tenant.

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

1. The Town Board of Trustees hereby authorizes signature to a Lease Agreement, Option Agreement, and Pre-Redevelopment Agreement with EcoSpa, as attached herein, including exhibits thereto.
2. 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 or constitutionality of the remaining portions of this Resolution. The Board of Trustees hereby 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.
3. Repeal. Existing resolutions or parts of resolutions covering the same matters embraced in this Resolution are hereby repealed and all resolutions or parts of resolutions inconsistent with the provisions of this Resolution are hereby repealed.

**INTRODUCED, RESOLVED, AND PASSED AT A REGULAR MEETING OF THE BOARD OF
TRUSTEES OF THE TOWN OF PALMER LAKE ON THIS 24th DAY OF AUGUST 2023.**

ATTEST:

TOWN OF PALMER LAKE, COLORADO

Dawn A. Collins
Town Administrator/Clerk

BY: _____
Glant Havenar
Mayor