

**RESOLUTION NO. 22-56**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO APPROVING THE CANYONS FILING NO. 3, 1<sup>st</sup> AMENDMENT REPLAT, CASE NO. FPL-2021-004**

**WHEREAS**, the City of Castle Pines is authorized pursuant to Title 31, Article 23, C.R.S., the City of Castle Pines zoning and subdivision regulations as adopted via Ordinance No. 08-04, as amended (“Zoning Ordinance”), and the Canyons Subdivision Regulations (“Subdivision Regulations”) as adopted through Ordinance No. 09-18, to regulate the subdivision of land within the Canyons Planned Development; and

**WHEREAS**, the City Council previously approved a preliminary plan application for The Canyons Preliminary Plan No. 2 (the “Preliminary Plan”) to evaluate the subdivision of property within the Canyons Property in preparation of submittal of a final plat; and

**WHEREAS**, the Preliminary Plan covers Parcels 6, 10, and 11 of The Canyons Superblock Plat No. 2 and Tracts P, Q, and R of The Canyons Filing No. 2, consisting more or less of 651.47 acres; and

**WHEREAS**, following the approval of the Preliminary Plan, the City Council approved a final plat titled The Canyons Filing No. 3 on November 8, 2022; and

**WHEREAS**, Terracina Design, on behalf of Shea Canyons, LLC (“Owner”), has submitted a replat application (“Replat”) to further subdivide Lot 1, Block 3, The Canyons Filing No. 3 (the “Property”) into lots, tracts and right-of-way; and

**WHEREAS**, the Owner has agreed to all conditions of approval as stated in this Resolution; and

**WHEREAS**, the City Council has considered the Replat, finds that it meets all applicable requirements of the Zoning Ordinance and Subdivision Regulations, is substantially in conformance with the Preliminary Plan, and hereby accepts the public dedications thereon.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO AS FOLLOWS:**

**Section 1.** The recitals contained above are incorporated herein by reference and are adopted as findings and determinations of the City Council.

**Section 2.** The Replat designated as The Canyons Filing No. 3 Replat, Case No. FPL 2021-004, is approved subject to the following conditions of approval which shall be satisfied prior to recordation of the Replat:

- a. The Owner shall resolve any minor technical issues in relation to the Replat as directed by City staff; and

- b. The Owner shall pay all fees and costs incurred by the City and its consultants, in the review and processing of the Replat application for the Property within forty-five (45) days of receiving an invoice from the City; if such fees and costs are not paid within forty-five (45) days of receiving an invoice, the City may withhold issuance of building permits or further approvals until the invoices have been paid in full.

**Section 3.** The Mayor is hereby authorized to sign the Replat exhibit, and the City Manager is authorized to sign the Subdivision Improvements Agreement upon final review and approval as to form of each by the Community Development Director and the City Attorney.

**Section 4. Effective Date.** Approval of this Replat shall be deemed effective upon its recordation in the office of the Douglas County Clerk and Recorder.

**INTRODUCED, READ, AND ADOPTED AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES BY A VOTE OF 6 IN FAVOR AND 1 AGAINST THIS 13<sup>th</sup> DAY OF DECEMBER 2022.**



ATTEST:

*Tobi Duffey*

Tobi Duffey, MMC, City Clerk

*Tracy Engerman*  
Tracy Engerman (Jan 10, 2023 15:37 PST)

Tracy Engerman, Mayor

Approved as to form:

*Linda C. Michow*

Linda C. Michow, City Attorney