

RESOLUTION NO. 20

Series 2019

A RESOLUTION APPROVING A "REVOCATION OF DECLARATION" WITH RESPECT TO CERTAIN TOWN-OWNED REAL PROPERTY

WHEREAS, the Town owns certain real property that is currently subject to the following document recorded February 20, 1990 at Reception No. 383336 of the records of the Clerk and Recorder of Summit County, Colorado:

Amended, Restated, Supplemented and Bifurcated Declaration of Covenants, Conditions, and Restrictions For Sawmill Station Square – Filing No. 1; Sawmill Station Square Commercial Building No. 1; Lot B, Sawmill Satiation Square – Filing No. 2, Amended; and Tracts A and C, Sawmill Station Square – Filing No. 4

("Declaration")

; and

WHEREAS, Section 8.3 of the Declaration provides, in pertinent part as follows:

Section 8.3 Revocation or Amendment to Declaration. This Declaration shall not be revoked unless all Owners of the Sites and the holders of all recorded mortgages and deeds of trust covering said Sites consent and agree to such revocation by instrument(s) duly recorded.

; and

WHEREAS, none of the real property that is subject to the Declaration is encumbered by a mortgage or deed of trust; and

WHEREAS, the Town and the other owner of the real property that is subject to the Declaration have agreed to revoke the Declaration; and

WHEREAS, a "Revocation of Declaration" has been prepared for the purpose of revoking and forever terminating the Declaration, a copy of which is marked Exhibit "A", attached to this resolution, and incorporated herein by reference; and

WHEREAS, the Town Council finds and determines that the Revocation of Declaration should be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE, COLORADO:

Section 1. The Revocation of Declaration that is attached to this resolution as Exhibit "A" is approved, and the Mayor is authorized to sign such document for and on behalf of the Town of Breckenridge. Following the Mayor's signature, the Revocation of Declaration shall be recorded with the Clerk and Recorder of Summit County, Colorado.

Section 2. This resolution is effective upon adoption.

RESOLUTION APPROVED AND ADOPTED this 13th day of August, 2019.

TOWN OF BRECKENRIDGE, a Colorado municipal corporation

By: _____/s/_____
Eric S. Mamula, Mayor

ATTEST:

_____/s/_____
Helen Cospolich, CMC, Town Clerk

APPROVED IN FORM

_____/s/_____
Town Attorney Date