



INTERGOVERNMENTAL AGREEMENT
SECOND AMENDMENT TO
LAFAYETTE/LOUISVILLE BUFFER
COMPREHENSIVE DEVELOPMENT PLAN
INTERGOVERNMENTAL AGREEMENT

PARCEL II

This Intergovernmental Agreement by, between and among the City of Lafayette, a Colorado home rule municipal corporation (Lafayette); and the City of Louisville, a Colorado statutory city (Louisville); and the County of Boulder, a body politic and corporate of the State of Colorado (Boulder County); (collectively the "Parties") is made to be effective on the ___ day of ___, 1999.

WITNESSETH:

WHEREAS, the Parties desire to amend the July 9, 1996, Lafayette/Louisville Buffer Comprehensive Development Plan Intergovernmental Agreement (hereinafter the "Original Agreement") in order to provide for the use of Parcel No. 11, located within the Plan Area shown on Exhibit A to the Original Agreement; and

WHEREAS, the Parties agreed in paragraph 4.18 of Exhibit A to the Intergovernmental Agreement Southeast Boulder County, South 96th Street, Dillon Road, and US 287 Area Comprehensive Development Plan, dated February 18, 1999, that the land use for said Parcel No. 11 should not be rural preservation, and

WHEREAS, §29-20-101 et seq., C.R.S. as amended, enables the Parties to enter into Intergovernmental Agreements to plan for and regulate land uses, in order to minimize the negative impacts on the surrounding areas and protect the environment, and specifically authorizes local governments to cooperate and contract with each other for the purpose of planning and regulating the development of land by means of a "comprehensive development plan"; and

WHEREAS, the functions described in this Agreement are lawfully authorized to each of the Parties which perform such functions hereunder, as provided in article 20 of title 29; part 1 of article 28 of title 30; §31-12-101, et seq.; parts 2 and 3 of article 23 of title 31; C.R.S., as amended; and

WHEREAS, §29-1-201, et seq., C.R.S., as amended, authorized the Parties to cooperate and contract with one another with respect to functions lawfully authorized to each of the Parties and the people of the State of Colorado have encouraged such cooperation and contracting through the adoption of Colorado Constitution, Article XIV, §18(?); and

WHEREAS, paragraph 6 of the Original Agreement provides for its amendment through action of the governing bodies of the three Parties; and

WHEREAS, the Parties have each held hearings after proper public notice for the consideration of entering into this Agreement to amend the Original Agreement for the subject property, as shown and described on Exhibit A.

NOW THEREFORE, in consideration of the above and the mutual covenants and commitments made herein, the Parties agree as follows:

1. SECOND AMENDMENT TO LAFAYETTE/LOUISVILLE BUFFER
COMPREHENSIVE DEVELOPMENT PLAN.

This Second Amendment (the "Amendment") to the Original Agreement is adopted by the Parties, amending the Original Agreement only as set forth expressly herein, and governing the lands shown on Exhibit A, which is attached hereto and incorporated herein, shown as Parcel No. 11.



2. PARCEL NO. 11.

The subject property as shown on Exhibit A and designated as Parcel No. 11 on the Exhibit A to the Original Agreement, is approximately 10 acres, located in the NW ¼ of Section 15, T1S, R69W, 6th PM, Boulder County, Colorado.

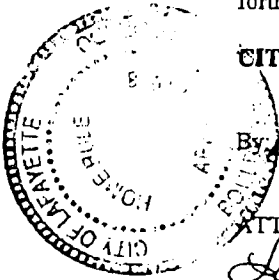
3. SPECIFIC PARCEL PROVISION.

Notwithstanding anything to the contrary in Paragraph 3(b) and Paragraph 3(d) of the Original Agreement, Parcel No. 11 is no longer designated Rural Preservation Area and is no longer subject to any of the terms and conditions of the Original Agreement. The owners of said parcel may seek annexation to the City of Lafayette and such annexation, if any, shall be in the sole descretion of the City of Lafayette.

4. OTHER PROVISIONS.

All provisions of the Original Agreement, including but not limited to the term of said Original Agreement and the annexation and influence area provisions in Paragraph 3, except those which are expressly amended by this Amendment with respect to the subject property, shall remain in full force and effect.

THIS AMENDMENT AGREEMENT made and entered into to be effective on the date as set forth above.



CITY OF LAFAYETTE

By: *Carolyn L. McIntosh*
Carolyn L. McIntosh, Mayor

7/5/99
Date

ATTEST:
Patricia C. Tisdale
Patricia C. Tisdale
City Clerk

APPROVED AS TO FORM:
Patricia C. Tisdale
Patricia C. Tisdale
City Attorney



CITY OF LOUISVILLE

By: *Tom Davidson*
Tom Davidson, Mayor

Date

ATTEST:
Sam Light
City Clerk

APPROVED AS TO FORM:
Sam Light
Sam Light
Attorney

COUNTY OF BOULDER

BY: BOARD OF COUNTY COMMISSIONERS

Ronald K. Stewart
Ronald K. Stewart, Chair

5-27-99
Date



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Boulder County Clerk, CO AMEND AGREE R 20.00

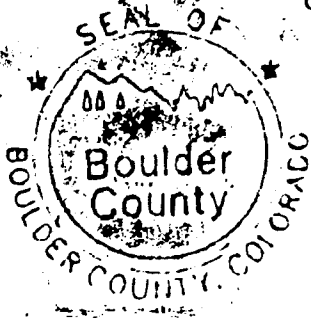
ATTEST:

Susan M. Ashcraft
Clerk to the Board

5/27/99

APPROVED AS TO FORM:

H. Lawrence Hoyt
H. Lawrence Hoyt,
County Attorney





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08.00

Boulder County Clerk, CO AMEND AGREE R 20.00

**HAIGHT ANNEXATION
LEGAL DESCRIPTION**

A parcel of land situated in the southwest one quarter of the southeast one quarter of Section 15, Township 1 South, Range 69 West of the Sixth Principal Meridian, County of Boulder, State of Colorado, being all that land described at Reception No 950531 subject to those unrecorded deeds prepared by Cox Reality, said parcel more fully described as follows:

Note: The Basis of Bearings is the east line of the southeast one quarter of Section 15, T1S, R69W as monumented by a found aluminum cap at the east one quarter corner and an illegible aluminum cap at the southeast corner of said Section 15, bearing S0°05'24"E.

Commencing at the south one quarter corner of said Section 15; Thence N 00°06'54" W, along the west line of the southeast one quarter of said Section 15 a distance of 30.00 feet to the POINT OF BEGINNING;

Thence N 00°06'54" W, continuing along the west line of the southeast one quarter of said Section 15, a distance of 672.00 feet;

Thence N 89°33'00" E, a distance of 682.10 feet;

Thence S 00°05'24" E a distance of 672.00 feet to a point on the northerly right of way line of Dillon Road;

Thence S 89°33'00" W, along said right of way line, a distance of 681.83 feet to the POINT OF BEGINNING;

Containing 10.521 acres, more or less.