

INTERGOVERNMENTAL COOPERATIVE AGREEMENT

BETWEEN THE COUNTY OF BOULDER AND THE TOWN OF WARD FOR THE PURPOSE OF DESIGNATING STRUCTURES, SITES, AND DISTRICTS WITHIN THE INCORPORATED LIMITS OF WARD AS BOULDER COUNTY HISTORIC LANDMARKS

THIS COOPERATIVE AGREEMENT is made and entered into between the Board of County Commissioners of the County of Boulder, State of Colorado, hereinafter referred to as the "County" and the General Assembly of the Town of Ward, hereinafter referred to as the "Town,"
WITNESSETH:

WHEREAS, the parties are authorized to enter into this agreement pursuant to § 29-1-210, et.seq., C.R.S.; and

WHEREAS, § 30-11-107 (1) (bb) of the Colorado Revised Statutes gives boards of county commissioners the authority to provide for the preservation of cultural, historic, and architectural history within their respective counties by ordinance or resolution, and to delegate the power to designate historic landmarks and historic districts to an historic preservation advisory board, among other powers related to historic preservation which that statute grants; and

WHEREAS, Boulder County, having been granted Certified Local Government status pursuant to the National Historic Preservation Amendments Act of 1980 (P.L. 96-515) has agreed to carry out the responsibilities of a Certified Local Government, in cooperation with the Office of Archaeology and Historic Preservation (OAHP), Colorado Historical Society; and

WHEREAS, the Boulder County Comprehensive Plan, Cultural Resources Element, policy K1.04.2 encourages the county to cooperate with incorporated municipalities without Certified Local Government status, through the use of intergovernmental agreements, to offer these municipalities the advantages of the county's local landmarking program; and

WHEREAS, local governments are encouraged and authorized to cooperate or contract with other units of government, pursuant to Part 2 of Article I of Title 29 of the Colorado Revised Statutes for the purpose of planning or regulating the development of land, including but not limited to, the joint exercise of planning, zoning, subdivision, building and related regulations;

NOW, THEREFORE, the County and the Town agree to cooperate as follows:

1. Structures, sites, and districts within the Town may be nominated and designated as historic landmarks pursuant to the Boulder County Historic Preservation Regulations, delineated in Exhibit A of this agreement.
2. All sections of the Boulder County Historic Preservation Regulations addressing the Nomination and Designation of Historic Landmarks (§ 1-500); the Criteria for Landmark Designation (§ 1-501); the Rescission or Amendment of a Landmark Designation (§ 1-502); Certificates of Appropriateness for Historic Landmarks (§ 1-600); Hardship Relief (§ 1-700); and Appeals (§ 1-800); are incorporated herein by reference.
3. The Town shall establish a Ward Historic Landmark Subcommittee, hereinafter

referred to as the "Subcommittee". The purpose of the Subcommittee includes, but is not limited to, the nomination of properties within the Town for local historic landmark designation.

4. Prior to a public hearing of the Boulder County Historic Preservation Advisory Board ("HPAB") considering the designation of a structure, site, or district within the Town, the subcommittee shall review and make a recommendation that the designation of the local historic landmark be approved, conditionally approved, or denied by the HPAB. Similarly, prior to a public hearing of the Board of County Commissioners considering the designation of a structure, site, or district within the Town, the subcommittee shall review and make a recommendation that the designation of the local historic landmark be approved, conditionally approved, or denied by the Board of County Commissioners. No response by the Subcommittee to a referral shall indicate that the Subcommittee has no conflict with the proposed designation.
5. Current County policies and the Historic Preservation regulations prohibit the designation of any local historic structure or site without the approval of the owner of the nominated property. In the case of the nomination of a local historic district, the owners of 67% of the parcels must consent to the designation.
6. During the local designation process, the County and the owner of the nominated property shall establish specific standards and guidelines addressing the alteration of an approved Boulder County Historic Landmark. These standards and guidelines, as well as the Secretary of the Interior's Standards and Guidelines for Archaeology and Historic Preservation, Federal Register Vol. 48, No. 190, September 29, 1983, shall be the basis of decisions by the HPAB when considering applications for Certificates of Appropriateness.
7. Prior to a public hearing of the Boulder County Historic Preservation Advisory Board considering a Certificate of Appropriateness for the alteration of a Boulder County Historic Landmark within the Town of Ward, the Subcommittee shall review and make a recommendation that the HPAB approve, conditionally approve, or deny the Certificate of Appropriateness. No response by the Subcommittee to a referral shall indicate that the Subcommittee has no conflict with the proposed alteration.

THE GENERAL ASSEMBLY OF THE TOWN OF WARD

By:

Wane Hill
Mayor

Date:

Oct. 15, 1994

Attest:

Celia Hill
City Clerk

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF BOULDER, STATE OF COLORADO

By:

Ronald Stewart
Chair

Date:

10-11-94

Attest:

Josua M. Ashcraft
Clerk to the Board

A RESOLUTION TO ADOPT THE INTERGOVERNMENTAL AGREEMENT
WITH BOULDER COUNTY HISTORIC PRESERVATION ADVISORY BOARD
TO DESIGNATE HISTORIC LANDMARKS.

WHEREAS, Those present at the September meeting of the Town of Ward
voted unanimous to adopt a resolution for Historic Preservation.

THEREFOR BE IT RESOLVED that the Town of Ward adopt The Inter-
governmental Agreement with Boulder County Historic Preservation
Advisory Board to Designate Historic Landmarks.

ADOPTED this 12th day of September, 1994

ATTEST:

Charles M. ...
Clerk, Town of Ward

Pierre Hill
Mayor, Town of Ward