

RESOLUTION NO. 1542

**A RESOLUTION OF THE GOLDEN CITY COUNCIL APPROVING
AN EXCEPTION TO THE ARAPAHOE GULCH BUILDING
MORATORIUM FOR PROPERTY AT 722 WASHINGTON
AVENUE, AS REQUESTED BY JOHN HERMANUSSEN**

WHEREAS, the Golden City Council approved Ordinance No. 1677 on September 23, 2004, which ordinance enacted a moratorium on the acceptance, processing, and issuance of building permits in an area near Arapahoe Gulch for a period extending six months from the effective date of the ordinance; and

WHEREAS, Ordinance No. 1677 contained provisions whereby City Council may grant exceptions to the provisions of the moratorium based upon specific criteria; and


WHEREAS, John Hermanussen has submitted a request for an exception to the moratorium to apply for and construct a mixed use project, and has provided evidence pertaining to the hardship and other criteria in Ordinance No. 1677; and

WHEREAS, the evidence presented to City Council demonstrates that the delay in acceptance, processing, and issuance of a building permit for the mixed use commercial project at 722 Washington Avenue constitutes an undue hardship to the applicant, and also demonstrates that the issuance of the requested permit will not adversely affect the public interest or the purposes of the moratorium enacted by Ordinance No. 1677.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

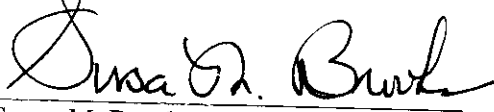
Section 1. The City of Golden City Council hereby approves an exception to the provisions of Ordinance 1677 for the submission and processing of a building permit for construction of a mixed use project on the property at 722 Washington Avenue.

Adopted this 13th day of January, 2005.



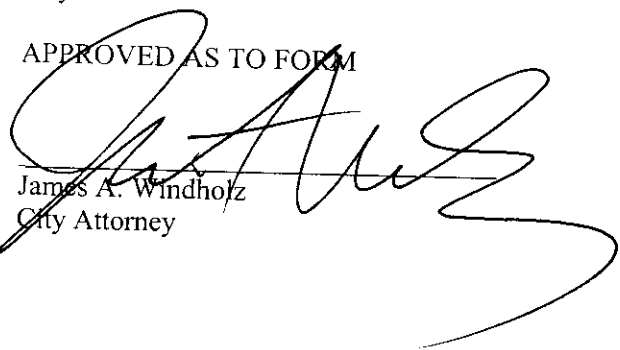
Charles J Baroch
Mayor

ATTEST:



Susan M. Brooks, MMC
City Clerk

APPROVED AS TO FORM




James A. Windholz
City Attorney

I, Susan M. Brooks, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing is a true copy of a certain Resolution adopted by the City Council of the City of Golden, Colorado at a regular meeting thereof held on the 13th day of January, A.D., 2005.

(SEAL)

ATTEST:


Susan M. Brooks, City Clerk of the City of
Golden, Colorado