

RESOLUTION NO. 2026

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GOLDEN CLARIFYING THE IMPACT OF ORDINANCE 1860 ON CERTAIN EXISTING AGREEMENTS PERTAINING TO ACCEPTANCE OF FEES IN LIEU OF PARKING AS PROVIDED IN GMC CHAPTER 18.52

WHEREAS, the City of Golden City Council on October 23, 2003 adopted Ordinance No. 1837 amending the provisions of Chapter 18.52 of the Golden Municipal Code (GMC), and subsequently further amended the Chapter by Ordinances 1821, 1837, and 1860; and

WHEREAS, Ordinance No. 1860, enacted by City Council on December 10, 2010 amended the provisions of Section 18.52.020(b) such that a change in use of a building within the Downtown Development District as of November 1, 2003 would not be subject to the provision of additional parking as required by GMC Chapter 18.36; and

WHEREAS, the enactment of Ordinance No. 1860 causes the need to clarify the status of certain Parking Agreements approved in 2008 and 2009; and

WHEREAS, City Council enacted Ordinance No. 1859 on December 10, 2010 amending the calculation of parking requirements for outdoor restaurant seating in the downtown area, thereby causing the need to clarify the status of a Parking Agreement approved in 2008.

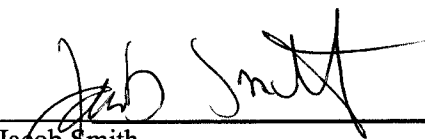
THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. The Parking Agreement with the Golden Skillet for the a change in use at 807 13th Street, as approved by Resolution No. 1905, which would have otherwise required the start of payments in 2010 is hereby terminated with no further obligation for payment there under by the Golden Skillet.

Section 2. The Parking Agreement with the Johnson Enterprises Inc. for the a change in use at 1224 Washington Avenue, as approved by Resolution No. 1992, which would have otherwise required the start of payments in 2012 is hereby terminated with no further obligation for payment thereunder by the Johnson Enterprises.

Section 3. The fees to be collected under that Parking Agreement with the Maurice Courturier for the a use of an outdoor seating area at 1027 Washington Avenue, as approved by Resolution No. 1904, which requires the start of payments in 2010 shall be recalculated based upon the revised parking requirements in Section 18.36.025 as enacted by Ordinance No. 1859 and the revised fee calculation in Section 18.52.025 as enacted by Ordinance No. 1860.

Adopted the 28th day of January, 2010.



Jacob Smith
Mayor



Susan M. Brooks

Brooks, MMC

APPROVED AS TO FORM:

David S. Williamson

David S. Williamson
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 business meeting thereof held on the 28th day of January, A.D., 2010



ATTEST:

Susan M. Brooks

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