

RESOLUTION NO. _____ - 16

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE DEED OF CONSERVATION EASEMENT WITH OGC RE1, LLC FOR THE SANTA FE STATION PROPERTY

WHEREAS, by Resolution No. 374-81, the City Council authorized City staff to execute, as the holder, a conservation easement in gross with Santa Fe Station, which is attached hereto and incorporated herein as "Exhibit A"; and

WHEREAS, the conservation values contained in the conservation easement are related to the historic preservation of the building located on the property subject to the conservation easement; and

WHEREAS, the conservation easement executed by the City and Santa Fe Station included parking lots, driveway aisles, and other miscellaneous tracts of land; and

WHEREAS, the current owner of the property, OGC RE1, LLC, wishes to amend the conservation easement to include only the building footprint of the historic train depot building located on the property; and

WHEREAS, following consultation with various governmental agencies, including the Colorado State Historical Society, the State Office of Archeology and Historic Preservation and the National Register of Historic Places, the City has been informed that the easement area outside of the building footprint has no historical values nor does it contribute to the historical preservation values of the building; and

WHEREAS, the City's Historic Preservation Board, as the entity on behalf of the City charged with ensuring compliance with the historic preservation values related to the conservation easement, voted to recommend approval of the amendment as presented; and

WHEREAS, based upon the information provided by the State of Colorado and OGC RE1, LLC, City staff has no objection to amending the easement to contain only the building footprint of the historic train depot building; and

WHEREAS, the amendment of the conservation easement as presented will result in no diminution of the historic preservation conservation values related to the historic train depot building.

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

Section 1. The Mayor is hereby authorized to execute on behalf of the City of Colorado Springs the amended and modified conservation easement in gross with OGC RE1, LLC, which is attached hereto and incorporated herein as "Exhibit B".

Dated at Colorado Springs, Colorado this _____ day of _____, 2016.

Council President

ATTEST:

Sarah B. Johnson, City Clerk