

**Town of Lyons, Colorado
Board of Trustees
BOT Agenda Cover Sheet
Agenda Item No: XIV. 2.
Meeting Date: June 5, 2023**

TO: Mayor Rogin and Members of the Board of Trustees

FROM: Dolores M. Vasquez, Town Clerk

DATE: June 1, 2023

ITEM: Lake McIntosh Water Share Dedication Request by Colorado Lookout Lyons, LLC (Leigh Williams) for 317 Evans

☐ ORDINANCE
☐ MOTION / RESOLUTION
☒ INFORMATION

- I. **REQUEST OR ISSUE:** Mr. Leigh Williams, Colorado Lookout Lyons, LLC is requesting the board approve the use of Lake McIntosh water shares for the water dedication requirement for the redevelopment of 317 Evans Street.
- II. **RECOMMENDED ACTION / NEXT STEP:** Consider the applicant's request and approve or deny the application.
- III. **FISCAL IMPACTS:** Dependent on whether the board accepts cash in lieu or shares. If shares, they will be deposited into our water portfolio. If cash in lieu, the board could purchase water or deposit the revenue into the water/sewer fund.
- IV. **BACKGROUND INFORMATION:** On January 9, 2023, the Board of Trustees approved a Development Agreement with Colorado Lookout Lyons, LLC for the multi-family housing project located at 317 Evans. Section 2.7 of that agreement addresses water rights and the requirement of board approval for the use of Lake McIntosh shares and/or cash-in-lieu options.
- V. **LEGAL ISSUES:** The town attorney will draft a resolution per the board's direction.
- VII. **CONFLICTS OR ENVIRONMENTAL ISSUES:** N/A
- VIII. **SUMMARY AND ALTERNATIVES:**
The Board of Trustees can require the applicant to any of the following:
1. Purchase CBT water shares
 2. Purchase Lake McIntosh water shares
 3. Accept cash-in-lieu of water shares