

**RESOLUTION NO. 44
SERIES 2020**

**A RESOLUTION OF THE VAIL TOWN COUNCIL PROVIDING FOR AN
EXTENSION OF THE APPROVED DEVELOPMENT PLAN FOR THE
BOOTH HEIGHTS DEVELOPMENT**

WHEREAS, on August 26, 2019, in PEC19-0018 and pursuant to § 12-61-11 of the Vail Town Code, the Planning and Environmental Commission (the "PEC") approved the development plan for a deed-restricted housing development located at 3700 North Frontage Road East/Lot 1, East Vail Workforce Housing Subdivision, Vail, Colorado (the "Booth Heights Project");

WHEREAS, on October 15, 2019, the Vail Town Council upheld the August 26, 2019 approval of the PEC of the Booth Heights Project;

WHEREAS, pursuant to the Vail Town Code, development plan approvals generally lapse after three years if construction of the development is not commenced;

WHEREAS, construction of the Booth Heights Project has not commenced, because the Town and the developer are considering alternate locations for deed-restricted housing;

WHEREAS, on September 15, 2020 the Vail Town Council approved Resolution No. 39, Series of 2020 authorizing an extension to the development plan approval for the Booth, and

WHEREAS, the Town Council wishes to further extend the term of the development plan approval for the Booth Heights Project.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF VAIL:

Section 1. The approval of the development plan, Conditional Use Permit (CUP), and final design for the Booth Heights Project (PEC19-0018, PEC19-0019, and DRB19-0652) shall be extended through December 1, 2024. If construction of the Booth Heights Project is not commenced by such time, the development plan approval shall lapse, unless otherwise extended.

INTRODUCED, READ, APPROVED AND ADOPTED THIS 6th day of October, 2020.

Dave Chapin, Mayor

ATTEST:

Tammy Nagel, Town Clerk