

SECOND AMENDMENT TO SUBDIVISION AGREEMENT
Trails at Crowfoot Filing No. 5

THIS SECOND AMENDMENT is made this _____ day of _____, 2021, by and between the Town of Parker, Colorado, a home rule municipality (the “Town”), and Taylor Morrison of Colorado, Inc., a Colorado corporation (the “Developer”).

RECITALS:

A. The Town and the Developer, entered into and recorded the Subdivision Agreement for Trails at Crowfoot Filing No. 5, on January 2, 2019, which was recorded on January 2, 2019, at Reception No. 2019000198 (the “Agreement”).

B. The Town and the Developer entered into the First Amendment to the Agreement on January 29, 2019, which was recorded on January 29, 2019, at Reception No. 2019004617 (the “First Amendment”).

C. The Town and the Developer desire to enter into this Second Amendment to the Agreement (the “Second Amendment”) in order to amend Paragraph 4.e. of the Agreement to update the timeline for construction of the pool.

NOW, THEREFORE, for and in consideration of the mutual promises and covenants contained herein, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree to the Second Amendment as follows:

Section 1. Paragraph 4. Specific Conditions, subparagraph e., of the Agreement is amended to provide as follows:

e. The Developer shall construct and receive a certificate of occupancy for the clubhouse and pool to be located on Lot 1 of the Trails at Crowfoot Filing No. 1, according to the approved site plan for the clubhouse and pool. This shall be completed either prior to issuance of the 400th building permit for the entire Trails at Crowfoot development, including all sixteen filings proposed at the time of this Agreement and all future subdivisions of these filings, or no later than May 20, 2022, whichever is earlier.

Section 2. The Town and the Developer acknowledge and agree that the Agreement has not been amended, except as provided in the First Amendment and this Second Amendment.

[Remainder of page intentionally left blank. Signatures on following page.]

WHEREFORE, the parties hereto have executed this Second Amendment on the day and year first above written.

TOWN OF PARKER, COLORADO

By: _____
John Fussa, Community Development Director

By: _____
Tom Williams, Director of Engineering/Public Works

ATTEST:

Chris Vanderpool, Acting Town Clerk

APPROVED AS TO FORM:

Town Attorney's Office

DEVELOPER: TAYLOR MORRISON OF COLORADO, INC., a Colorado corporation

By: _____

[Name, title]

STATE OF COLORADO)
)ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 2021, by _____, as _____ of Taylor Morrison of Colorado, Inc.

My commission expires: _____.

(SEAL)

Notary Public