**History Colorado Model CLG Intergovernmental Agreement**

**INTERGOVERNMENTAL AGREEMENT BETWEEN**

**THE TOWN/CITY OF , COLORADO AND THE COUNTY OF , COLORADO FOR THE PURPOSE OF THE DESIGNATION OF BUILDINGS, STRUCTURES, SITES, OBJECTS AND DISTRICTS**

**WITHIN THE INCORPORATED LIMITS OF THE TOWN/CITY OF AS COUNTY HISTORIC LANDMARKS**

**THIS INTERGOVERNMENTAL AGREEMENT is made and entered into between the Board of County Commissioners for the County of , Colorado, hereinafter referred to as the “County” and the Town/City of , Colorado, hereinafter referred to as the “City.” The County and the City are referred to herein as the “Parties.” All capitalized terms not otherwise defined herein shall have the meaning ascribed to same in [Ordinance ].**

**WITNESSETH:**

**WHEREAS**, the Parties are authorized to enter into this Intergovernmental Agreement, hereinafter “Agreement,” pursuant to Articles 1 and 20 of Title 29, Colorado Revised Statutes (C.R.S.); and

**WHEREAS,** C.R.S. 30-11-107 (1) (bb) gives the board of county commissioners the authority, “to provide for the preservation of the cultural, historic, and architectural history within the county by ordinance or resolution; to delegate the power to designate historic landmarks and historic districts to an historic preservation advisory board,” among other powers related to historic preservation; and

**WHEREAS,** C.R.S. 29-20-104 (1) (c) gives municipalities “the authority to plan for and regulate the use of land by preserving areas of historical and archaeological importance;” and

**WHEREAS,** the County has adopted County Resolution No. , establishing the County Register of Historic Places and the County Historic Preservation Commission for the “protection and preservation of the County’s architectural, culture and heritage;” and

**WHEREAS,** the City desires to adopt the County’s historic preservation regulations within its jurisdiction pursuant to this Agreement;

**NOW, THEREFORE,** for and in consideration of the above preambles and the mutual covenants and agreements set forth herein, the County and the City agree as follows:

* + 1. The County shall support the efforts by the City to establish a (Town/City Name) Preservation Program pursuant to this Agreement. The County shall provide technical support as appropriate and shall support City efforts to obtain funding for purposes of historic preservation.
		2. Buildings, structures, sites, objects and districts within the incorporated limits of City may be nominated to the County Register of Historic Places and be designated thereto pursuant to County Resolution .
		3. Designated buildings, structures, sites, objects and districts within the incorporated limits of City are subject to all terms of County Resolution , including, but not limited to, terms of amendment and rescission of designation, alteration, relocation, demolition, and maintenance.
		4. The County shall promptly notify the City of any proposed changes or amendments to its historic preservation regulations.
		5. Upon receiving any nomination for designation of a property within the City’s incorporated limits, the County shall promptly notify the City of such nomination and request a recommendation for designation, designation with conditions, or denial of designation. The County shall not designate any property within the City’s incorporated limits without a recommendation for designation or designation with conditions from the City. Should the City not respond within 45 days of notification of the application, the County shall rule non-response a recommendation for designation
		6. The County has the authority to deny a nomination supported by the City if the County determines the building, structure, site, object or district does not meet the requirements for designation pursuant to

 County Resolution .

* + 1. Upon receiving any application for alteration, relocation or demolition of a designated property within the City’s incorporated limits, the County shall promptly notify the City of such application and request a recommendation for approval, approval with conditions, or denial. The County shall not issue a Certificate of Appropriateness for any property within the City’s incorporated limits without a recommendation for approval or approval with conditions from the City. Should the City not respond within 45 days of notification of the application, the County shall rule non-response as concurrence with the County recommendation.
		2. The County has the authority to deny a Certificate of Appropriateness supported by the City if the County determines the building, structure, site, object or district does not meet the requirements for approval pursuant to County Resolution .
		3. Termination of this agreement may be initiated by either the County or the City. However, the terminating party must give a minimum of sixty (60) day notice to the Chair of the Board of County Commissioners or the Mayor of the City, as the case may be, prior to finalizing termination.
		4. Upon termination of this agreement, any designated buildings, structures, sites, objects or districts shall become designated properties of the City and subject to any guidelines established by ordinance of City.
		5. This agreement may be amended by the parties at any time during its term, provided that any such amendment is agreed to in writing and signed by authorized representatives of both Parties.
		6. This Agreement shall be governed by and interpreted in accordance with the laws of the State of Colorado.

**NOW THEREFORE,** the Parties enter into this Agreement to be effective as of .