

ORDINANCE NO. 633

AN ORDINANCE VACATING AN EASEMENT DESCRIBED GENERALLY AS THE SOUTH 20 FEET OF CAPITOL AVENUE EXTENDING WEST FROM THE WEST BOUNDARY OF FOURTH STREET TO THE EAST BOUNDARY OF FIFTH STREET, TOWN OF BERTHOUD, LARIMER COUNTY, COLORADO

Section 1.

WHEREAS, the Board of Trustees of the Town of Berthoud has reviewed the applications for vacation of an easement submitted by GREGORY P. MUHONEN and PAMELA L. MUHONEN, the owners of the East 140 feet of the North 79 feet of Block 1, Capitol Hill 2nd Addition to the Town of Berthoud, County of Larimer, State of Colorado, and ROSE MADRID, the owner of the North 45 1/2 feet of the West 140 feet, Block 1, Capitol Hill 2nd Addition to the Town of Berthoud, County of Larimer, State of Colorado, and finds that the applications are complete, the fees have been paid, and the town administrator and the planning and zoning commission have recommended approval of the applications;

Section 2.

WHEREAS, pursuant to the Planning Ordinances of the town of Berthoud, the Board of Trustees has determined that the following described easement should be vacated.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, LARIMER COUNTY, COLORADO:

Section 3.

The following described easement in the town of Berthoud is hereby vacated:

The South 20 feet of Capitol Avenue which presently exists as an easement 80 feet wide being more particularly described as extending West from the West boundary of Fourth Street to the East boundary of Fifth Street and South 60 feet from the Easterly extension of the South boundaries of lots 34, 35, 36, and 37 of block 5 and lot 12, block 2 of Garden Fair Homes.

Section 4.

The Board of Trustees hereby directs the Mayor and Town Clerk to execute a Quit Claim Deed vacating the above-described easement at such time as this ordinance becomes effective.

Section 5. Effective Date

This ordinance was introduced and read at the meeting September 12, 1989, and a public hearing was set for September 26, 1989, by the Board of Trustees of the town of Berthoud at its meeting held on this 12th day of September, 1989. After a public hearing, this ordinance was read, passed, and ordered published by the board of Trustees at its meeting this 26th day of September, 1989.

ATTEST:

Orahbelle Patterson
Orahbelle Patterson
Town Clerk

Published: _____

TOWN OF BERTHOUD:

Richard Strachan
Richard Strachan
Mayor