

RCPTN # 96046525 06/27/96 10:39:00 # PAGES - 2 FEE - \$11.00
M RODENBERGER RECORDER, LARIMER COUNTY CO STATE DOC FEE - \$.00

ORDINANCE NO. 744

AN ORDINANCE VACATING A PORTION OF A DEDICATED UTILITY EASEMENT
WITHIN THE TOWN OF BERTHOUD, LARIMER COUNTY, COLORADO.

Section 1.

WHEREAS, the Board of Trustees has reviewed the circumstances
for the requested vacation of the following described utility
easement.:

The West 1.00 (one) foot of the East 15.00
(fifteen) feet of Lot 15, Block 4, Berthoud
Heights West Subdivision to the Town of
Berthoud, County of Larimer, State of
Colorado, EXCEPT the Southerly 10.00 (ten)
feet thereof and the Northerly 15.00 (fifteen)
feet thereof, hereinafter referred to as the
"Easement",

and;

WHEREAS, the Board of Trustees has received the recommendation
from the Town's staff that this Easement be vacated because it is
not presently being used and it is not anticipated that it will
ever be used;

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

Section 2.

The above described Easement which was dedicated to the Town
of Berthoud as a utility easement is hereby vacated.

Section 3. Emergency Clause:

The Board of Trustees of the Town of Berthoud further finds
that the continued retention of this Easement will create an
unnecessary and undue hardship upon the property owners and
therefore finds that an emergency exists and determines that this
ordinance should take effect and be in force immediately upon
passage.

This ordinance was read at the regular meeting of the Board of
Trustees held on the 25th day of June, 1996. This ordinance was
passed and shall take effect immediately with 4 members of the

Attention: Mary Condin
✓ Town of Berthoud
P.O. Box 1229
Berthoud, CO 80513

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Board of Trustees voting in favor and 2 members of the Board of Trustees voting against.

ATTEST:

Mary K. Couder
Town Clerk

Published: 6-27-96

TOWN OF BERTHOUD:

Jack Olinger
Mayor Pro-Tem