

ORDINANCE NO. 720

AN ORDINANCE VACATING 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 East 5.00 (five) feet of the West 15.00 (fifteen) feet of Lot 1, Block 2, 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,

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 following described real property which was dedicated to the Town of Berthoud as a utility easement is hereby vacated:

The East 5.00 (five) feet of the West 15.00 (fifteen) feet of Lot 1, Block 2, 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.

Emergency Clause:

The Board of Trustees 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 January 24, 1995. This ordinance was passed and shall take effect immediately with 7 members of the Board

✓ Town of Berthoud
Town Clerk
P.O. Box 1229
Berthoud, Colorado