

ORDINANCE NO. 917

AN ORDINANCE VACATING A DEDICATED 10 FT. UTILITY AND DRAINAGE EASEMENT WITHIN THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO.

Section 1.

WHEREAS, the Board of Trustees has reviewed the circumstances for the requested vacation of a portion of the 10 ft. utility and drainage easement shown in the attached diagram labeled as Attachment "A", which is more fully described on Attachment "B", 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 AND WELD COUNTIES, COLORADO;

Section 2.

The portion of the Easement shown on Attachment "A" and described on Attachment "B", which was dedicated to the Town of Berthoud as a utility and drainage easement, is hereby vacated.


Section 3.


The Board of Trustees of the Town of Berthoud herewith finds, determines and designates that this Ordinance shall take effect and be in force thirty (30) days after publication.

At its meeting January 8, 2002, a public hearing was set by the Board of Trustees of the Town of Berthoud for its meeting on the 22nd day of January, 2002. After the public hearing, the Ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 22nd day of January, 2002.

ATTEST:

TOWN OF BERTHOUD:


Mary K. Cowdin - Town Clerk


Milan Karspeck - Mayor

Published: 1-24-02

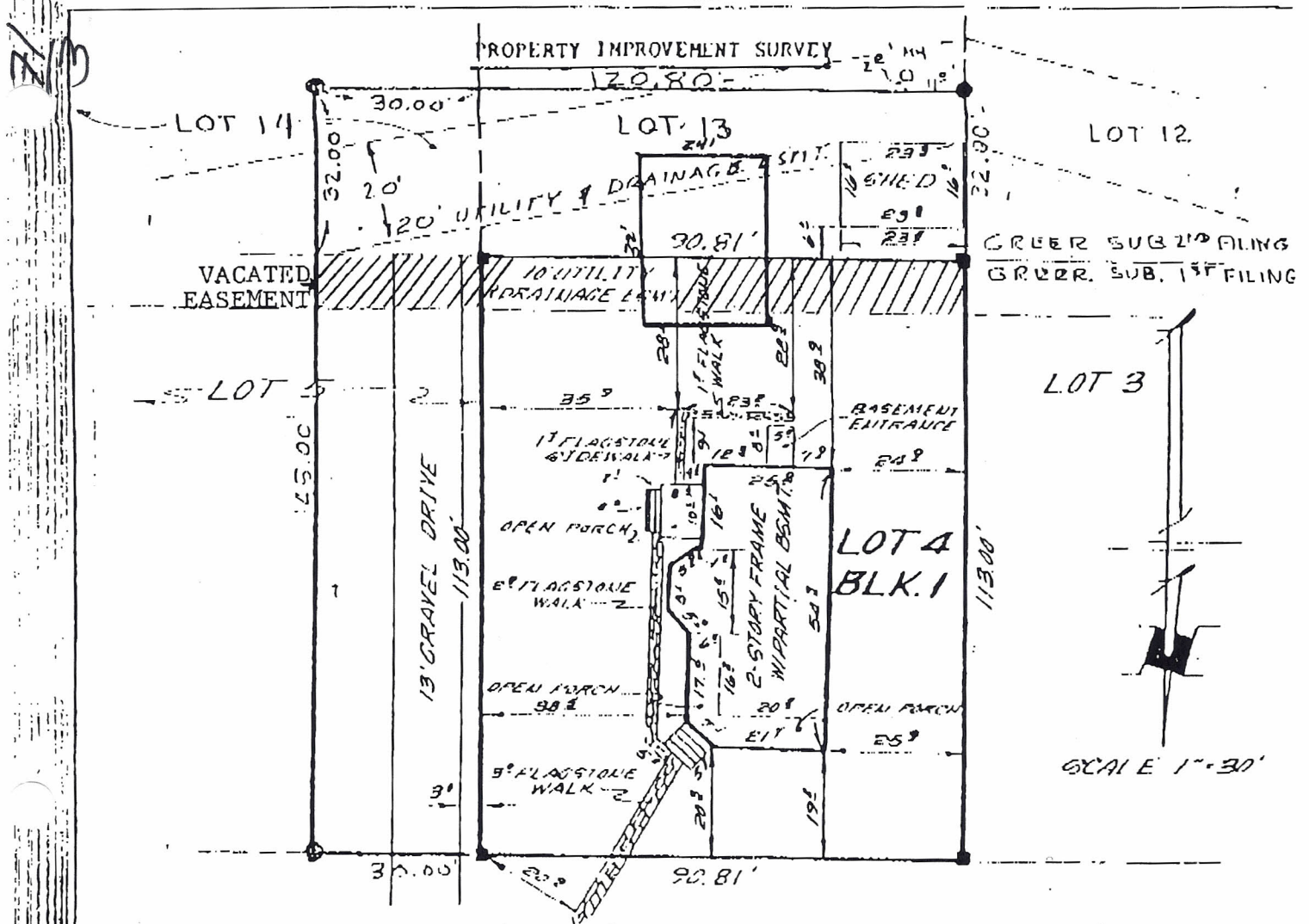
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TOWN OF BERTHOUD
PO BOX 1229
BERTHOUD CO 80513

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ATTACHMENT "B"
LEGAL DESCRIPTION FOR VACATION OF UTILITY AND DRAINAGE EASEMENT

A 10 foot utility drainage easement, being a portion of Lot 4, Block 1, GREER SUBDIVISION FIRST FILING, Town of Berthoud, Larimer County, Colorado, commencing at the northeast corner of said Lot 4; thence south along the east lot line 103 feet; thence south along the west lot line 10 feet; thence east 90.81 feet to the east lot line; thence north along the east lot line 10 feet to the point of beginning.

"ATTACHMENT A"



BIMSON AVENUE
(180' R.O.W.)

LEGAL DESCRIPTION

Lot 4, Block 1, and the west 30.00 feet of Lot 5, Block 1, GREER SUBDIVISION FIRST FILING, ALSO the north 32.00 feet of the west 30.00 feet of Lot 14, Block 1, and the north 32.00 feet of Lot 13, Block 1, GREER SUBDIVISION SECOND FILING, Town of Berthoud, Larimer County, Colorado, according to the recorded plat thereof.

(405 Bimson Avenue)

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DATE OF SURVEY