

**TOWN OF GRAND LAKE
ORDINANCE NO. 03 – 2016**

**AN ORDINANCE VACATING A 10 FT UTILITY EASEMENT LOCATED ACROSS
LOTS 1 & 2, BLOCK 4, GRAND LAKE ESTATES 1ST FILING;
MORE COMMONLY REFERRED TO AS 402 MARINA DRIVE**

WHEREAS, Lots 1-2, Block 4, Grand Lakes Estates 1st Filing (the “Property”) at Grand County Reception #89950 shows a 10 ft utility easement across the east portion of the property (the “Easement”); and,

WHEREAS, the Property is owned by Brian M. and Debra A. Ross Trust (the “Owner”); and,

WHEREAS, the Town of Grand Lake (the “Town”) received a Land Use Application from the Owner (the “Applicant”) requesting the Easement be vacated by the Town (the “Request”); and,

WHEREAS, Chapter 11, Article 2, Vacation Request and Procedure of the Municipal Code indicate on occasion vacation of Town Streets or various easements may be warranted, due to particular circumstances or changes in the overall development patterns; and

WHEREAS, Chapter 11, Article 2, Vacation Request and Procedure of the Municipal Code states the Board of Trustees may vacate any Town Street or any portion thereof after receiving a recommendation from the Planning Commission; and

WHEREAS, Chapter 11, Article 2, Vacation Request and Procedure of the Municipal Code states vacations shall be reviewed by the Board of Trustees at a Public Hearing; and

WHEREAS, Chapter 11, Article 2, Vacation Request and Procedure of the Municipal Code states vacations shall be done in accordance with CRS 43-2-303; and,

WHEREAS, the Town Planning Commission forwarded a favorable recommendation by Resolution 02-2016; and,

WHEREAS, the Town received letters from the applicable utility companies stating no objection to the Request; and,

WHEREAS, the Town Board of Trustees (the “Board”) reviewed the Request at a Public Hearing on March 14th, 2016.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF GRAND LAKE, COLORADO,

THAT, the Board determined the Easement is no longer needed for governmental purposes; and,

THAT, the Board hereby vacates the Easement located on Lots 1-2, Block 4, Grand Lakes Estates 1st Filing at Grand County Reception #89950.

DULY MOVED, SECONDED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE TOWN OF GRAND LAKE, COLORADO THIS 28th DAY OF MARCH, 2016.

(S E A L)

Votes Approving:	6
Votes Opposed:	0
Absent:	1
Abstained:	0

ATTEST:

TOWN OF GRAND LAKE

Katie Nicholls, Town Clerk

Judy M. Burke, Mayor