

RESOLUTION NO. 2020-J

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF SAGUACHE
GRANTING A VARIANCE FOR A HANDICAP RAMP
INTO THE TOWN STREET RIGHT-OF-WAY**

WHEREAS, Christine Serna and Dale Harrison, who reside at 445 3rd St. in the Town of Saguache, have constructed a wooden ramp to their residence which encroaches upon the 3rd St right-of-way of the Town; and

WHEREAS, the ramp appears necessary for one of the named property owners to have access to their residence based upon a recent medical condition; and


WHEREAS, said ramp does not infringe upon any sidewalk or walkways of the traveling public; and

WHEREAS, it would create a significant hardship upon the applicants to not allow wheelchair access to their residence and a variance to Saguache Municipal Code §11-5-30 is necessary and appropriate in this circumstance.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF TRUSTEES OF THE TOWN OF SAGUACHE, COLORADO that the Town allow the present wooden ramp to continue in its present location and condition together with a concrete "landing pad" at the bottom of the ramp, as long as the Town is not in need of the underlying property – in which case the Town will notify Mr. Harrison and Ms. Serna that they must remove the ramp within ten (10) days of such notice and the applicants will comply and be responsible for all costs of removal including the ramp and pad. In addition, the applicants are not allowed to widen or enlarge the ramp beyond the present condition. This ramp is personal to the applicant and would be removed immediately upon transfer of ownership or possession of the property.

DONE and SIGNED this 21st day of September, 2020, *nunc pro tunc* to August 10, 2020.

ATTEST:


Iris Garcia, Town Clerk

By: 
Elvie Samora, Mayor