

PALMER LAKE, COLORADO

ORDINANCE NO. 7 OF 2017

AN ORDINANCE VACATING A PARCEL OF LAND, BEING A PART OF LOTS 32, 33, 34, BLOCK H, AND LOT 1 BLOCK 1 PINE CREST TRI-DISTRICT ASSEMBLY GROUNDS, IN THE NORTHEAST ¼ OF SECTION 8, TOWNSHIP 11 SOUTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO

WHEREAS, THE TOWN OF PALMER LAKE HAS RECEIVED A REQUEST FROM THE OWNER OF THE ADJACENT PROPERTY TO A PARCEL OF LAND, BEING A PART OF LOTS 32, 33, 34, BLOCK H, AND LOT 1 BLOCK 1 PINE CREST TRI-DISTRICT ASSEMBLY GROUNDS, IN THE NORTHEAST ¼ OF SECTION 8, TOWNSHIP 11 SOUTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO AND THAT THE PARCEL BE RETAINED AS AN EASEMENT FOR ANY PUBLIC UTILITIES;

WHEREAS, THE TOWN OF PALMER LAKE HAS REVIEWED THE PROPOSED APPLICATION AND DETERMINES THAT NO HARM WOULD ARISE TO ANY ADJOINING LAND OWNER; AND WHEREAS THE TOWN OF PALMER LAKE HAD DETERMINED THAT NO SIGNIFICANT PUBLIC IMPROVEMENTS LIE WITHIN THE PROPOSED VACATION.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE, EL PASO COUNTY, COLORADO, AS FOLLOWS:

Section 1. The Town of Palmer Lake vacates a parcel of land, being a part of lots 32, 33, 34, block h, and lot 1 block 1 Pine Crest Tri-district Assembly Grounds, in the northeast ¼ of section 8, township 11 south, range 67 west of the 6th principal meridian, County of El Paso, State of Colorado as shown in Attachment A. reserving, however, the entire area as no-build easement for utilities.

Section 2. Severability. It is hereby declared to be the intention of the Board of Trustees of the Town of Palmer Lake that the sentences, clauses and phrases of this ordinance are severable, and if any sentence, clause or phrase of this ordinance be declared unconstitutional or invalid by the valid judgment or decree of Court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining sentences, clauses or phrases of this ordinance since the same would have been enacted by the Board of Trustees without the incorporation of any unconstitutional or invalid sentence, clause or phrase.

Section 3. Publication. The Town Clerk shall certify to the passage of this ordinance and cause notice of its contents and passage to be published or posted. This ordinance shall become effective thirty (30) days after the date of publication.

PASSED AND ADOPTED THIS 13th DAY OF APRIL, 2017 by a vote of 7 for and 0 against.


JOHN CRESSMAN, MAYOR

ATTEST:

TARA BERRÉTH, TOWN CLERK

