

2A
ORDINANCE NO. 2016

**AN ORDINANCE AUTHORIZING THE TRANSFER OF
PROPERTY OWNED BY THE TOWN OF PALMER LAKE TO THE UNITED
CONGREGATIONAL CHURH REPRESENTED BY PASTOR ROGER AND MARY
SUNG, FOR THE PURPOSE OF CONSTRUCTING A ROADWAY FOR FIRE
MITIGATION PURPOSES.**

WHEREAS, the Town of Palmer Lake owns a piece of land that is 31,062 square feet and identified by the legal description of in Exhibit 1; and

WHEREAS, the Town of Palmer Lake recognizes that fire mitigation is required for the safety of all of its residents; and

WHEREAS, this town land is undeveloped and suited to augment an existing private road to complete a road to forested area for the purpose of fire mitigation; and

WHEREAS, It has been proposed that the Town of Palmer Lake convey the property in Exhibit 1 to the United Congregational Church for the purpose of constructing a road to access forested land for fire mitigation; and

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 land in Exhibit 1 is nonessential to municipal purposes and is contiguous to the property of the United Congregational Church, who will construct a private roadway to access land for fire mitigation.

Section 3: It is in the interest of both parties that this land be transferred.

Section 2. Severability. The provisions of this ordinance are severable, and if any part shall be declared unconstitutional or invalid by the valid judgment of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the parts or provisions of this ordinance.

Section 3. Publication and Effective Date. 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.

FIRST INTRODUCED ON JANUARY 28, 2016, AND PASSED, APPROVED AND ADOPTED ON THIS _____ DAY OF _____, 2016 BY A VOTE OF ___ FOR AND ___ AGAINST.

NIKKI McDONALD, MAYOR

Approved as to Form:

ATTEST:

MAUREEN JURAN, TOWN ATTORNEY

TARA BERRETH, TOWN CLERK