

ORDINANCE NO. 9

AN ORDINANCE VACATING A PORTION OF SPRUCE STREET

WHEREAS, a portion of Spruce Street within the Town of Jamestown, County of Boulder, State of Colorado, as shown on the plat recorded in the office of the Boulder County Clerk and Recorder abutting Lots 10, 11, 12, 13, and 14 of Block 5, and Lots 18, 19, 20, 21, and 22 of Block 4, 125 feet by 30 feet in size (the "Spruce Street Parcel"), has not been used and is not required as a thoroughfare for the public or any public use; and

WHEREAS, none of said Spruce Street Parcel constitutes a boundary between two counties, towns, or cities, and all of it is located within the corporate limits of the Town of Jamestown; and

WHEREAS, no land adjoining the Spruce Street Parcel will be left, in the event the Parcel is vacated, without an established public road or private access easement connecting such land with another established public road; and

WHEREAS, vacation of the Spruce Street Parcel in accordance with the procedures set forth in the Colorado Revised Statutes Section 43-2-301, et seq, regarding vacation is in the best interests of the Town and its citizens.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF JAMESTOWN, COLORADO:

Section 1. That the Spruce Street Parcel is hereby vacated and the title thereto shall vest in the owner of the abutting properties in accordance with the law, such Parcel more particularly described as follows.

A parcel of land being a part of Spruce Street, TOWNSITE OF JAMESTOWN, Town of Jamestown, County of Boulder, State of Colorado as shown on the plat recorded in the office of the Boulder County Clerk and Recorder, and including that portion of said right-of-way perpendicularly abutting Lots 10, 11, 12, 13, and 14 of Block 5, and Lots 18, 19, 20, 21, and 22 of Block 4, 125 feet by 30 feet in size, 3750 square feet more or less.

Section 2. All existing easements for public utilities shall not be altered or amended by virtue of this ordinance.

Section 3. The Mayor of the Town is hereby authorized to execute such documents as may be necessary to evidence the vacation of the Spruce Street Parcel as described above.

INTRODUCED, READ, ADOPTED, APPROVED, AND ORDERED PUBLISHED IN
FULL this 6th day of OCTOBER, 1997.

TOWN OF JAMESTOWN, COLORADO

James M. Argenio
James M. Argenio, Mayor

Attest:

Mary Ellen Burch
Mary Ellen Burch, Town Clerk