

Ordinance 1, Series 2005

AN ORDINANCE VACATING A PORTION OF WARD STREET

WHEREAS, a portion of Ward 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 Lot 003, Block 15, four feet by 90 feet in size, 360 square feet more or less has not been used and is not required as a thoroughfare for the public or any other public use; and

WHEREAS, none of the said Ward Street parcel constituted 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 Ward 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 Ward Street parcel in accordance with procedures set forth In the Colorado Revised Statutes, Section 43-2-301, et seq., regarding vacation is in the best interest 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 Ward Street parcel is hereby vacated and the title thereto shall vest in the owner of the abutting property in accordance with the law, such parcel more particularly as follows:

A parcel of land being part of Ward 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 the said right of way abutting lot 003, Block 15, starting at the southernmost point adjacent to the right of way and following the right of way in a northeasterly direction, 4 feet by 90 feet in size 360 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. In consideration of this vacancy, the owner of the abutting property agrees to pay to the Town the sum of \$253.00. In addition, the owner of the abutting property shall reimburse the Town for the actual cost advertising fees and pay any recording or miscellaneous costs relating to transferring title of the vacated property.

Section 4. The Mayor of the Town is hereby authorized to execute such documents as may be necessary to evidence the vacation of the Ward Street parcel as described in the attached legal description and survey map.

INTRODUCED, READ, ADOPTED, APPROVED, SIGNED AND ORDERED PUBLISHED IN FULL THIS 4<sup>th</sup> DAY OF APRIL, 2005.

TOWN OF JAMESTOWN, COLORADO

  
KENNETH F. LENARCIC, MAYOR

attest:

  
MARY ELLEN BURCH, TOWN CLERK