

**CITY OF GRAND JUNCTION, COLORADO**

**RESOLUTION NO. 27-20**

**A RESOLUTION VACATING A 30' WIDE DRAINAGE EASEMENT  
LOCATED WITHIN  
TRACT C, PEAR PARK NORTH**

**LOCATED NORTH OF BIGHORN AVENUE**

**RECITALS:**

A vacation of a publicly dedicated 30' wide Drainage Easement has been requested by the property owners, McKee Homes and Construction LLC, et al, which is no longer necessary. This Drainage Easement was granted to the City of Grand Junction on the subdivision plat for Pear Park North for the inspection, installation, operation and maintenance and repair of drainage facilities, specifically for the benefit of Grand Valley Drainage District's, Beswick Drain located along the north property line of the subdivision. However, the Grand Valley Drainage District (GVDD), which operates and maintains the Beswick Drain, was also granted a drainage easement by separate document over the same 30' wide area and therefore, the City's, publicly dedicated drainage easement overlapped. In 2017, the Beswick Drain was piped by GVDD, thereby reducing the need for a 30' wide drainage/maintenance easement, etc.

After public notice and public hearing as required by the Grand Junction Zoning & Development Code, and upon recommendation of approval by the Planning Commission, the Grand Junction City Council finds that the request to vacate a public 30' wide Drainage Easement is consistent with the Comprehensive Plan, the Grand Valley Circulation Plan and Section 21.02.100 of the Grand Junction Zoning & Development Code.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION THAT:

The following described publicly dedicated Drainage Easement is hereby vacated subject to the listed conditions:

1. Applicant shall pay all recording/documentary fees for the Vacation Resolution, any easement documents and/or dedication documents.

Public Drainage Easement to be vacated:

A 30-foot-wide Drainage Easement as identified within Tract C, Pear Park North subdivision as described at Reception Number 2774903 of the Mesa County Records.

PASSED and ADOPTED this 20<sup>th</sup> day of May 2020.

C. S. Peter W. Zama  
President of City Council

ATTEST:

W Winkelmann

City Clerk

