

**CITY OF GRAND JUNCTION, COLORADO**

**ORDINANCE NO. 4984**

**AN ORDINANCE REPEALING ORDINANCE NO. 2768 AN ORDINANCE VACATING  
NORTHACRES ROAD AND A PORTION OF SAGE COURT IN THE CITY OF GRAND  
JUNCTION**

RECITALS:

On September 7, 1994 the City Council passed Ordinance No. 2768 ("Ordinance" or "the Ordinance") conditionally vacating certain rights of way legally described therein and generally described as Northacres Road and Sage Court. The Ordinance is recorded in the Mesa County land title records at Book 2100, Page 724 *et. seq.*

The Ordinance, and the vacation of the rights of way that were the subject of that Ordinance, was conditioned on the owner/developer of the Northacres Subdivision ("Subdivision") and neighbors adjacent to the Subdivision satisfying the terms of an access agreement ("Agreement") that was intended to serve the needs of the Subdivision and the neighbors when the Subdivision developed. The Agreement was incorporated by reference into the Ordinance. The Subdivision has not developed, the conditions of the Agreement were not met and accordingly the vacation of the rights of way was never completed.

The Subdivision property is for sale and a possible purchaser has requested that the City Council repeal and rescind the Ordinance to alleviate any question or other impediment to development that the Ordinance and the Agreement may have. The City staff has reviewed the purchaser's request and determined that the Ordinance may be repealed and rescinded without adverse impact to the City.

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

Ordinance No. 2768 is hereby rescinded, repealed and rendered of no legal effect. Furthermore, this ordinance shall be an annotation to the City's records concerning Ordinance No. 2768 with the official City record reflecting this action. This ordinance shall be recorded in the Mesa County land title records.

PASSED for first reading and ordered published by the City Council of the City of Grand Junction, Colorado this 3<sup>rd</sup> day of February 2021.



C.E. "Duke" Wortmann  
President of the City Council  
City of Grand Junction, Colorado

Attest:

W Winkelmann

Wanda Winkelmann  
City Clerk

PASSED on second reading, approved and ordered published in pamphlet form by the City Council of the City of Grand Junction, Colorado this 17<sup>th</sup> day of February 2021.

C.E. Duke Wortmann

C.E. "Duke" Wortmann  
President of the City Council  
City of Grand Junction, Colorado



Attest:

W Winkelmann

Wanda Winkelmann  
City Clerk

I HEREBY CERTIFY THAT the foregoing Ordinance, being Ordinance No. 4984 was introduced by the City Council of the City of Grand Junction, Colorado at a regular meeting of said body held on the 3<sup>rd</sup> day of February 2021 and the same was published in The Daily Sentinel, a newspaper published and in general circulation in said City, in pamphlet form, at least ten days before its final passage.

I FURTHER CERTIFY THAT a Public Hearing was held on the 17<sup>th</sup> day of February 2021, at which Ordinance No. 4984 was read, considered, adopted and ordered published in pamphlet form by the Grand Junction City Council.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 19<sup>th</sup> day of February 2021.

  
\_\_\_\_\_  
Deputy City Clerk

Published: February 05, 2021  
Published: February 19, 2021  
Effective: March 21, 2021

