

**CITY OF GRAND JUNCTION**

**Resolution No. 31-02**

VACATING A UTILITY/IRRIGATION EASEMENT  
LOCATED ON THE WEST SIDE OF THE PARCEL  
KNOWN AS 2880 ELM AVENUE

RECITALS:

In conjunction with a request to expand a Conditional Use Permit and an administrative approval of a replat of three lots into one, the applicant proposes to vacate an unnecessary utility and irrigation easement. A 15-foot wide utility and irrigation easement located on the west side of the existing lot 9 of Lamm Subdivision, centered in the proposed Lot 1 of the Kinderhaus Subdivision, is to be vacated as utilities are located elsewhere on the property or in the street.

The Planning Commission, having heard and considered the request and found the criteria of the Code to have been met, recommend that the vacation be approved.

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

1. The following described easement is hereby vacated:

A fifteen-foot wide north/south utility and irrigation easement originally on the west side of lot 9 of the Lamm Subdivision, centered in the proposed Lot 1 of the Kinderhaus Subdivision, which easement was recorded in Plat Book No. 11 Page 109, excluding the southern 14' to be retained as part of a multi-purpose easement, as shown on the attached Exhibit A.

PASSED and ADOPTED this 17th day of April, 2002.

ATTEST:

/s/ Stephanie Tuin  
City Clerk

/s/ Cindy Enos-Martinez  
President of City Council