

**CITY OF GRAND JUNCTION
RESOLUTION NO. 106-06**

**A RESOLUTION VACATING A UTILITY EASEMENT WITHIN THE PROPERTIES
LOCATED AT 3028 AND 3032 D-1/2 ROAD ALSO KNOWN AS THE PRAIRIE VIEW
SOUTH SUBDIVISION**

Recitals

A request for the vacation of a utility easement has been submitted in accordance with the Zoning and Development Code. The applicant has requested that the existing the 20-foot sewer easement along the northern boundary of the site be vacated as it encroaches on several proposed lots. There are no existing utility lines in the easement and new utilities for the new subdivision will be constructed in the multipurpose easements and rights-of-way for the new streets. The existing 20-foot utility easement was originally dedicated via an earlier plat recorded at Plat Book 13 Page 524 in the records of the Mesa County Clerk and Recorder. The vacation request is required to proceed with completion of the Prairie View South Subdivision.

The Grand Junction Planning Commission, at its hearing on August 22, 2006 reviewed the vacation request and determined that it satisfied the criteria as set forth and established in Section 2.11 of the Zoning and Development Code. The proposed vacation is also consistent with the purpose and intent of the Growth Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION THAT THE UTILITY EASEMENT AREA DESCRIBED BELOW IS HEREBY VACATED.

A utility easement situate in a portion of Lot 1 in Victorian Manor, a subdivision as recorded in Plat Book 13 at Page 524, Reception Number 1574740 in the Office of the Mesa County Clerk and Recorder, said subdivision being a part of the SE ¼ NW ¼ of Section 16 in Township One South, Range One East of the Ute Meridian in the City of Grand Junction, Mesa County, Colorado; said easement being more particularly described as follows:

The northerly twenty feet of said Lot 1, as measured at right angles to the northerly line of said Lot 1. Containing 5,946 square feet, more or less

See Easement Vacation Exhibit attached hereto and incorporated by this reference as if fully set forth.

PASSED on this 6th day of September, 2006.

ATTEST:

/s/: Stephanie Tuin
City Clerk

/s/: James J. Doody
President of Council

