

CITY OF GRAND JUNCTION, COLORADO

Ordinance No. 3164

VACATING RIGHT-OF-WAY
AT 377 S. REDLANDS ROAD

Recitals:

The petitioner is requesting the vacation of a 13' x 22' portion of the right-of-way adjacent to 377 S. Redlands Road. This vacation will straighten the right-of-way line adjacent to this lot and allow the existing home location to meet the front yard setback. The right-of-way will be retained as a utility easement.

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

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

1. The following described right-of-way is hereby vacated:
2. That portion of South Redlands Road right of way situate in the NW 1/4 NW 1/4 of Section 22, Township 1 South, Range 1 West of the Ute Meridian, City of Grand Junction, County of Mesa, State of Colorado, being more particularly described as follows:

Beginning at the southeast corner of Lot 2 of Little Rock Minor Subdivision recorded in Plat Book 16 at Page 37 of the Mesa County Clerk and Records Office; thence N 89°29'00" E a distance of 13.55 feet to a point; thence S 10°45'00" W a distance of 22.47 feet to a point on the westerly right of way line for South Redlands Road; thence S 89°29'00" W along said westerly right of way line a distance of 13.55 feet to a point; thence continuing along said westerly right of way line N 10°45'00" E a distance of 22.47 feet to the point of beginning, containing 298.60 square feet.
3. The above vacated right-of-way provided for in this Ordinance is subject to the reservation and retention by the City of a public utilities easement, for use by the City or any other public utility, for the installation, operation, maintenance, relocation and repair of existing and/or future utilities, together with the right of ingress and egress for workers and equipment, on, along, over, under, through and across the entire area of the hereinabove vacated right-of-way.
4. The present and future owners of the real property to which the hereinabove vacated right-of-way shall revert and become attached to shall not burden or overburden the reserved and retained public utilities easement by erecting or placing any improvements

or structures thereon which might act to damage the functional use and/or integrity of existing and/or future utilities situated therein or which might act to prevent reasonable ingress and egress for workers and equipment on, along, over, under through and across said reserved and retained public utilities easement.

INTRODUCED for FIRST READING and PUBLICATION this 21st day of July, 1999.

PASSED on SECOND READING this 4th day of August, 1999.

ATTEST:

/s/ Stephanie Nye
City Clerk

/s/ Gene Kinsey
President of City Council