

ORDINANCE NO. 002-05-2015

**TOWN OF MOFFAT, COLORADO
AN ORDINANCE VACATING 3RD STREET FROM GARFIELD AVENUE TO CROOK
AVENUE, CROOK AVENUE FROM 3RD STREET TO MOFFAT WAY AND ALL ALLEY
WAYS WITHIN THOSE AREAS IN THE TOWN OF MOFFAT, COLORADO**

WHEREAS, at the regular board meeting on May 04, 2014, the Moffat School District approached the Board of Trustees requesting a vacation of portions of certain public roads in order to allow the Moffat School District more room for recreational facilities, and the new School facility.

WHEREAS, the Board of Trustees has determined that such vacation will put that portion of the vacated public roads to the highest and best use of the public roads subject to vacation, and

WHEREAS, pursuant to C.R.S. § 43-2-303 the Board of Trustees has the power and authority to vacate public streets, so long as such vacation does not have the effect of leaving any land adjoining the vacated streets without an established access, and

WHEREAS, this vacation does not deny access to any land adjoining the vacated streets and alleys;

NOW THEREFORE, Be it hereby ordained by the Board of Trustees of the Town of Moffat, Colorado:

Third (3rd) Street from, Vacated Reception NO. 20133473 to West Edge of Block 152 and 158 and Alley located in block 152-158, Moffat, Colorado, County of Saguache, Colorado.

The Board of Trustees hereby reserves the entire width of said public roads for utility easements in said vacated public roads to the Town of Moffat.

Fee ownership of the vacated street shall revert to the property owner(s) holding fee title to the property adjacent to the vacated street. Ownership shall vest to the centerline of said public roads with all lot owners adjacent to the public roads taking to the center.

The Town Clerk is hereby instructed to record this Ordinance in the office of the Saguache County Clerk and Recorder after such Ordinance is published.

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WHEREAS, the Board of Trustees has determined that such vacation will put that portion of the vacated public roads to the highest and best use of the public roads subject to vacation, and

WHEREAS, pursuant to C.R.S. § 43-2-303 the Board of Trustees has the power and authority to vacate public streets, so long as such vacation does not have the effect of leaving any land adjoining the vacated streets without an established access, and

WHEREAS, this vacation does not deny access to any land adjoining the vacated streets and alleys;

NOW THEREFORE, Be it hereby ordained by the Board of Trustees of the Town of Moffat, Colorado:

Fourth (4th) Street from, Vacated Reception NO. 20133473 to West Edge of Block 152 and 158 and Alley located in block 152-158, Moffat, Colorado, County of Saguache, Colorado.

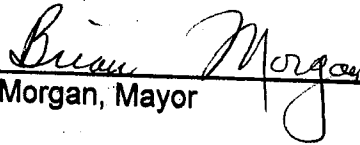
The Board of Trustees hereby reserves the entire width of said public roads for utility easements in said vacated public roads to the Town of Moffat.

Fee ownership of the vacated street shall revert to the property owner(s) holding fee title to the property adjacent to the vacated street. Ownership shall vest to the centerline of said public roads with all lot owners adjacent to the public roads taking to the center.

The Town Clerk is hereby instructed to record this Ordinance in the office of the Saguache County Clerk and Recorder after such Ordinance is published.


INTRODUCED AND READ IN FULL this 7th day of April, 2015;

DONE and SIGNED this 7th day of April, 2015.



Brian Morgan, Mayor

ATTEST:



Kristin Ecklund, Town Clerk

CERTIFICATION

I hereby certify that the above Ordinance was introduced, read in full on April 7, 2015, and read in full, approved, and adopted at the regular meeting of the Board of Trustees of the Town of Moffat, Colorado on the 5th day of May, 2015 and published by posting on the designated locations in the Town of Moffat on March 31, 2015.

Mirage Trading Post, Moffat
US Post Office, Moffat
Town Hall, Moffat



Kristin Ecklund, Town Clerk