

**TOWN OF MOFFAT, COLORADO  
ORDINANCE NO. 2019-4**

**AN ORDINANCE VACATING THE 1910 BROADWAY (NON-EXISTING STREET)  
BETWEEN LOTS 1-8 IN BLOCK 43  
AND LOTS 9-16 IN BLOCK 42 IN THE TOWN OF MOFFAT, COLORADO**

**WHEREAS**, at the regular board meeting on February 5, 2019, Ken Skoglund approached the Board of Trustees requesting a vacation of the street (non-existing 1910 - Broadway) between his lots owned in block 43 & 42, and

**WHEREAS**, the distinction between the platted Broadway of 1910 and the current Broadway as it stands now is as follows (*originally platted in 1910 and no longer existing between lots 1-8 in Block 43 and lots 9-16 in Block 42, is currently located between Block 8 lots 1-8, Block 27 lots 1-16, Block 42 lots 9-16 and Block 57 lots 9-16*)

**WHEREAS**, the Board of Trustees has determined that such vacation will not block any public access or negatively impact surrounding property owners, and may provide a small amount of additional property tax revenues for the town, 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 approves the vacation of:

The street Broadway between lots 1, 2, 3, 4, 5, 6, 7, 8 in Block 43 and lots 9, 10, 11, 12, 13, 14, 15, 16 in Block 42 (street width of 60.31), (Broadway between 12<sup>th</sup> Street & 13<sup>th</sup> Street) in the Town of 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.

FIRST READ on this 5<sup>th</sup> day of February, 2019.

SECOND READING and ADOPTED on this 12<sup>th</sup> day of February, 2019.

TOWN OF MOFFAT, COLORADO

[Seal]

\_\_\_\_\_  
By: Patricia Reigel, Mayor

ATTEST:

\_\_\_\_\_  
Sarah Van Horn, Town Clerk

## **CERTIFICATION**

I hereby certify that the above Ordinance was introduced, read in full, on February 5, 2019 and then approved and adopted at the regular meeting of the Board of Trustees of the Town of Moffat, Colorado on the February 12, 2019, and published by posting at the following locations: Moffat Post Office, Moffat Town Hall and Grammy's Kitchen on January 29, 2019 and February 05, 2019.

---

Sarah Van Horn, Town Clerk