

ORDINANCE # 2002-1

**AN ORDINANCE VACATING A TOWN ALLEY RUNNING EAST AND WEST
BETWEEN LOTS 1-6 AND LOTS 7-12, BLOCK 42, LOCATED IN THE TOWN
OF CRESTONE, COLORADO**

WHEREAS, an alley has existed as a platted alley in Block 42, within the Town of Crestone, Colorado, and

WHEREAS, said alley is located between Lots 1-6 and Lots 7-12, has never been developed, by the Town, as a public right-of-way and has never been utilized for public purposes, and

WHEREAS, adjacent property owners have petitioned the Board of Trustees to vacate the above described alley, and

WHEREAS, the adjacent property owners of said alley between Lots 1-6 and Lots 7-12, in Block 42, have utilized the area of such platted alley for many years for private purposes as their own property, and

WHEREAS, the Board of Trustees finds and determines, pursuant to Public Hearing, that said alley, between Lots 1-6 and Lots 7-12, serves no useful public purpose and further finds and determines that the development of said alley is not encompassed within the planning needs of the Town of Crestone,

NOW THEREFORE, it is hereby ordained by the Board of Trustees of Crestone, Colorado, that the following alley area is hereby vacated:

1. The alley located between Lots 1-6 and Lots 7-12, in Block 42, located within the Town of Crestone, Colorado.
2. Title to the vacated area shall vest with abutting landowners in accordance with the provision of CRS 43-2-302.
3. The vacation of this property is subject to the reservation of an easement, restriction, and right-of-way reserved to the Town of Crestone, Colorado, grantor herein, for Town utility, water and sewer lines and access and maintenance of the same together with any easement for future roadway deemed necessary by the grantor,

**THE TOWN BOARD FINDS THAT THIS ORDINANCE IS NECESSARY
TO THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE,
HEALTH, AND SAFETY, AND SHALL TAKE EFFECT AND BE
ENFORCED FROM AND AFTER PASSAGE OF THE SAME.**

INTRODUCED, read in full, adopted, approved, and signed this 12th day of February, 2002.

APPROVED:


Kizzen Laki, Mayor

ATTEST:


Elaine Davinroy, Town Clerk

APPROVED AS TO FORM:


Eugene L. Farish, #2557
Crestone Town Attorney

Certification

I hereby certify that the within Ordinance was introduced, read in full, approved and adopted at the regular meeting of the Board of Trustees of the Town of Crestone, Colorado on the 12th day of February, 2002 and published in full in the Crestone Eagle, a legal newspaper in the Town of Crestone on the 1st day of March, 2002.

