

ORDINANCE NO. 22 - 35

AN ORDINANCE VACATING PORTIONS OF A PUBLIC RIGHT-OF-WAY KNOWN AS GREELEY STREET CONSISTING OF 0.567 ACRES LOCATED NORTH OF WHEELER AVENUE AND WEST OF GOLDEN AVENUE

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. City Council hereby finds, determines and declares that it is in the best interest of the City and its citizens to vacate and hereby vacates portions of a public right-of-way known as Greeley Street consisting of 0.567 acres, as described in Exhibit A and depicted in Exhibit B, both of which are attached hereto and made a part hereof subject to the reservations of easement set forth in Section 2, below.

Section 2. Council excepts and reserves from this vacation public utility easements over, under and through the vacated portions of rights-of-way described in Exhibit A and depicted in Exhibit B, subject to those terms and conditions as set forth in that certain instrument filed in the public records of El Paso County, Colorado at Reception No. 212112548.

Section 3. This ordinance shall be in full force and effect from and after its passage and publication as provided by Charter.

Section 4. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance shall be available for inspection and acquisition in the Office of the City Clerk.

Introduced, read, passed on first reading and ordered published this 28th day of
June 2022.

Finally passed: July 12, 2022



Council President

Mayor's Action:

- Approved on July 14, 2022.
- Disapproved on _____, based on the following objections:

Mayor John W. Suthers

Council Action After Disapproval:

- Council did not act to override the Mayor's veto.
- Finally adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

Council President

ATTEST:

Sarah B. Johnson
Sarah B. Johnson



COS:
CAO: [Signature]

Legal Description –

All of Greeley Street as platted in Bush Crescent Subdivision (Plat Book K, Page 9), El Paso County, Colorado

Containing a calculated area of 24,709 square feet (0.56724 acre), more or less.

RIGHT-OF-WAY VACATION PLAT GREELEY STREET VACATION

A VACATION OF GREELEY STREET, BUSH CRESCENT SUBDIVISION
CITY OF COLORADO SPRINGS, EL PASO COUNTY, COLORADO
IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 15,
TOWNSHIP 14 SOUTH, RANGE 87 WEST OF THE 6TH MERIDIAN,
CITY OF COLORADO SPRINGS, EL PASO COUNTY, COLORADO.

KNOW ALL MEN BY THESE PRESENTS:
That the City of Colorado Springs, being the owner of the following described
tracts of land, to wit:
Legal Description:
All of Greeley Street as shown in Bush Crescent Subdivision (Plat Book K,
Page 3), El Paso County, Colorado.
Containing a calculated area of 21,708 square feet (0.58724 acrs), more or
less.

BE IT KNOWN BY THESE PRESENTS
That on this _____ day of _____, 20____, the City of Colorado Springs,
County of El Paso, Colorado, by its duly authorized officers, Mayor _____ and
City Clerk _____, do hereby vacate the land set forth on this vacation plat and shall be known as
Greeley Street in the Bush Crescent Subdivision located in the City of Colorado Springs, County of
El Paso, State of Colorado.

CITY APPROVAL:
On behalf of the City of Colorado Springs, the undersigned hereby approve
the foregoing plat of GREELEY STREET VACATION.

Mayor _____
City Clerk _____
State of Colorado _____
County of El Paso _____

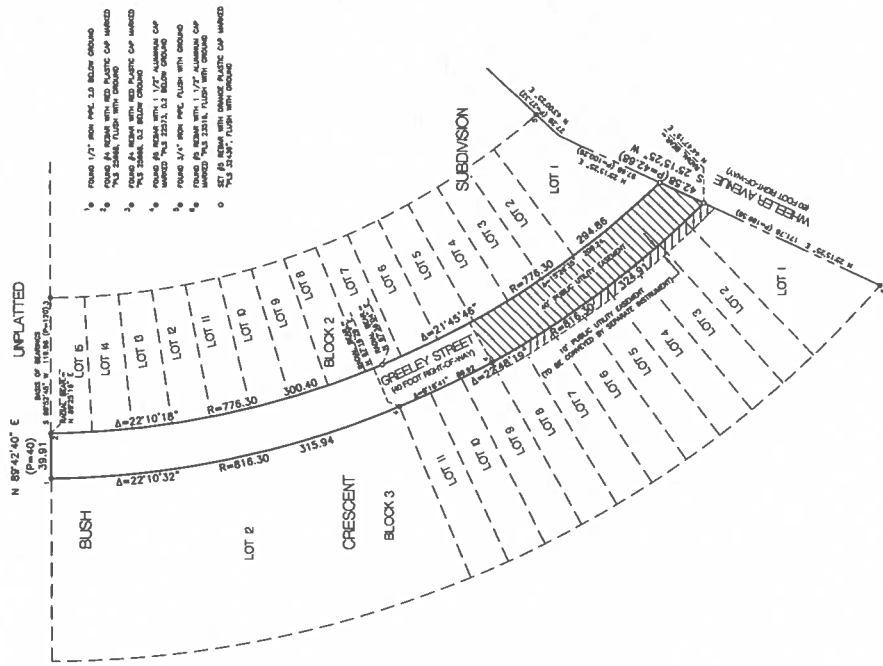
This instrument was acknowledged before me on _____, 20____, by
_____ as Mayor, and by _____ as City Clerk of
the City of Colorado Springs.

Witness my hand and official seal.
Notary Signature _____
My commission expires: _____
City Planning Director _____
City Engineer _____
Utilities Executive Director _____

SURVEYOR'S STATEMENT:
The undersigned Professional Land Surveyor is in the State of Colorado,
and is duly licensed to practice as such in said State and County.
I have examined the above described plat and the accompanying data and
drawn thereunder the lines and boundaries and accurately shown the described tract
and area thereon, and I have also examined the records of the County of El Paso,
Colorado, and the records of the State of Colorado, and find that the same
comply with the laws and regulations of the State of Colorado, and I have
to the best of my knowledge and belief.
This statement is neither a warranty nor guarantee, either expressed or
implied.

Mark S. Johnson
Professional Land Surveyor No. 12439
For and on behalf of Compass Surveying & Mapping, LLC
719.584.4120
www.csm-llc.com

COMPASS SURVEYING & MAPPING, LLC
3249 WHEAT CREEK CIRCLE
COLORADO SPRINGS, CO 80917
WWW.CSM-LLC.COM

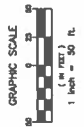


- NOTES:**
- (P) - denotes plotted distance.
 - This survey does not constitute a title search by Compass Surveying & Mapping, LLC to determine ownership or statements of record, being public right-of-way no research into easements or rights-of-way or record was performed.
 - Boundaries of the north line of Lot 13, Block 2, measured as shown and observed to bear South 88 degrees 34 minutes 45 seconds West.
 - This property is located within Zone 3 (area easement) to be created the 500-year flood zone by FEMA per FEMA report 808-102999-1, effective date December 7, 2018.
 - Notice: According to Colorado law you must commence any legal action based upon any defect in this survey within three years after your first discovery such defect, in no event more than five years from the date of the certification shown hereon.
 - The linear units used in this drawing are U.S. Survey feet.
 - Vacated per Ordinance No. _____
 - The record sections of the City of Colorado Springs, Colorado, are _____.
 - All lots shown on this plat are subject to the provisions of the instrument No. _____ of the records of El Paso County, Colorado, except Dual Easements as defined by the City Charter.

RECORDING:
STATE OF COLORADO
COUNTY OF EL PASO } 35
I hereby certify that this instrument was filed for record in my office at _____ o'clock
on _____ day of _____, 20____, A.D., and is duly recorded
under Reception No. _____ of the records of El Paso County,
Colorado.

CHUCK BROEDMAN, RECORDER
By: _____ Deputy
SUNDANCE
FEE: _____

REVISIONS:	



CITY FILE NO: CPCV 21-00077
PRODUCT NO. 201.02
NOTATION: 201.02
SHEET 1 OF 1

I HEREBY CERTIFY that the foregoing ordinance entitled **“AN ORDINANCE VACATING PORTIONS OF A PUBLIC RIGHT-OF-WAY KNOWN AS GREELEY STREET CONSISTING OF 0.567 ACRES LOCATED NORTH OF WHEELER AVENUE AND WEST OF GOLDEN AVENUE.”** was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on June 28, 2022; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 12th day of July 2022, and that the same was published by title and in summary, in accordance with Section 3-80 of Article III of the Charter, a newspaper published and in general circulation in the Gazette, at least ten days before its passage.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City, this 12th day of July 2022.


Sarah B. Johnson, City Clerk



1st Publication Date: July 1, 2022
2nd Publication Date: July 20, 2022

Effective Date: July 25, 2022

Initial: SBJ
City Clerk