

ORDINANCE NO. 16-58

AN ORDINANCE VACATING PORTIONS OF A PUBLIC RIGHT-OF-WAY, SUBJECT TO THE RETENTION OF PUBLIC UTILITY AND PUBLIC ACCESS EASEMENTS, CONSISTING OF 5,700 SQUARE FEET ORIGINALLY PLATTED IN THE WILLIAMSONS ADDITION TO IVYWILD LOCATED SOUTH OF EAST NAVAJO STREET AND WEST OF SOUTH NEVADA 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, subject to the retention of public utility and public access easements across the entire vacated right-of-way, portions of a public right-of-way consisting of 5,700 square feet originally platted in the Williamsons Addition to Ivywild located south of East Navajo Street and west of South Nevada Avenue, as described on Exhibit A and depicted on Exhibit B, both of which are attached hereto and made a part hereof.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by Charter.

Section 3. 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 24th day of May, 2016.

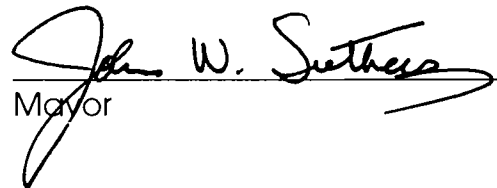
Finally passed: June 14, 2016



Council President

Mayor's Action:

- Approved on June 16, 2016.
- Disapproved on _____, based on the following objections:



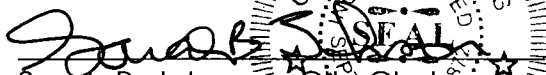

Mayor



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, City Clerk


CAO: 
COS: 

I HEREBY CERTIFY, that the foregoing ordinance entitled **“AN ORDINANCE VACATING PORTIONS OF A PUBLIC RIGHT-OF-WAY, SUBJECT TO THE RETENTION OF PUBLIC UTILITY AND PUBLIC ACCESS EASEMENTS, CONSISTING OF 5,700 SQUARE FEET ORIGINALLY PLATTED IN THE WILLIAMSONS ADDITION TO IVYWILD LOCATED SOUTH OF EAST NAVAJO STREET AND WEST OF SOUTH NEVADA AVENUE”** was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on May 24, 2016; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 14th day of June, 2016, and that the same was published by title and summary, in accordance with Section 3-80 of Article III of the Charter, in the Transcript, a newspaper published and in general circulation in said City, at least ten days before its passage.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City, this 16th day of June, 2016.


Sarah B. Johnson, City Clerk



1st Publication Date: May 27, 2016
2nd Publication Date: June 22, 2016

Effective Date: June 27, 2016

Initial: SBS
City Clerk



EXHIBIT A

LEGAL DESCRIPTION:

A TRACT OF LAND BEING A PORTION OF BLOCK 2 , WILLIAMSON'S ADDITION TO IVYWILD, EL PASO COUNTY, COLORADO RECORDED IN THE EL PASO COUNTY RECORDS UNDER RECEPTION BOOK L AT PAGE 26B BEING IN THE CITY OF COLORADO SPRINGS, COUNTY OF EL PASO, STATE OF COLORADO, AND PLOT

A TRACT OF LAND BEING THE 8 FOOT WIDE ALLEY ON THE PLAT OF WILLIAMSON'S ADDITION TO IVYWILD, EL PASO COUNTY, COLORADO AS RECORDED AT BOOK L PAGE 26B ADJOINING LOTS 2 THROUGH 10 INCLUSIVE, BLOCK 2 TOGETHER WITH THE 16 FOOT WIDE ALLEY OF SAID WILLIAMSON'S ADDITION TO IVYWILD ADJOINING LOT 10 AND LOTS 11-13 INCLUSIVE, BLOCK 2.

CONTAINING A CALCULATED AREA OF 5,700 SQ. FEET.

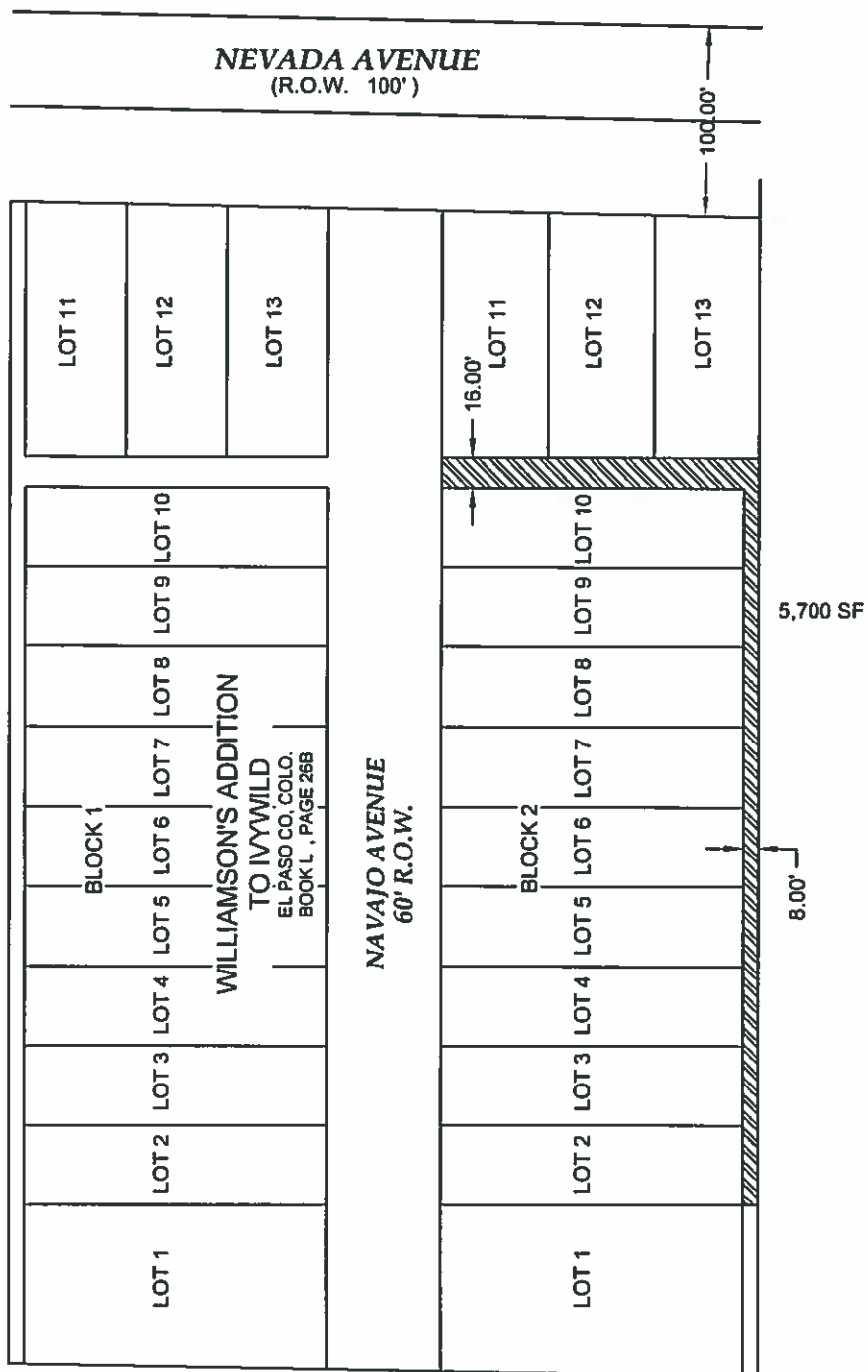
LEGAL DESCRIPTION STATEMENT

I, JONATHAN W. TESSIN, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE ABOVE LEGAL DESCRIPTION WAS PREPARED UNDER MY RESPONSIBLE CHARGE AND ON THE BASIS OF MY KNOWLEDGE, INFORMATION, AND BELIEF IS CORRECT.



JONATHAN W. TESSIN, PROFESSIONAL LAND SURVEYOR
COLORADO PLS NO. 33196
FOR AND ON BEHALF OF EDWARD-JAMES SURVEYING, INC.

EXHIBIT B



THIS DRAWING DOES NOT REPRESENT A
MONUMENTED LAND SURVEY AND IS ONLY
INTENDED TO DEPICT THE LEGAL DESCRIPTION.



EDWARD-JAMES SURVEYING, INC.
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 Colorado Springs, CO 80907 Pueblo, CO 81008
 (719) 576-1216 (719) 545-6240
 3-17-2016 JOB NO. 1554-00
 SHEET 2 OF 2