

ORDINANCE NO. 19-103

AN ORDINANCE VACATING A 16-FOOT PORTION OF A PUBLIC RIGHT-OF-WAY ADJACENT AND BETWEEN LOT 11 AND LOT 12, BLOCK 4, SKYWAY PARK ADDITION NO. 1, CITY OF COLORADO SPRINGS CONSISTING OF 0.05 OF AN ACRE

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 a 16-foot portion of a public right-of-way adjacent and between Lot 11 and Lot 12, Block 4, Skyway Park Addition No. 1, City of Colorado Springs consisting of 0.05 of an acre, 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 accepts 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 10th day of December, 2019.


Finally passed: January 14th, 2020



Council President

Mayor's Action:

- Approved on January 17, 2020.
- 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



COS: _____
CAO: TJF

Legal Description:

Beginning at the Northwest corner of Lot 12, Block 4, Skyway Park Addition 1 to the City of Colorado Springs recorded January 12, 1952, in Plat Book U at Page 12, in the Office of the El Paso County Clerk and Recorder, said point being the POINT OF BEGINNING of a parcel of land described herein; thence S08°24'03"E coincident with the Westerly line of said Lot 12, a distance of 141.70 feet; thence S81°35'57"W coincident with the Northerly right of way line of Skyway Blvd., a distance of 16.00 feet; thence N08°24'03"W coincident with the Easterly line of Lot 11, a distance of 143.61 feet; thence N88°23'34"E coincident with the Southerly line of Lot 8, a distance of 16.11 feet to the POINT OF BEGINNING.

Containing 2,282.45 square feet or 0.0524 acres, more or less.

PREPARED BY



ALESSI & ASSOCIATES, Inc.

APPRAISERS • ENGINEERS • SURVEYORS

2989 Broadmoor Valley Road
Colorado Springs, CO 80906

Tele. 719/540-8832

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PURPORTED STREET ADDRESS

Alley Vacation

DATE: 07/12/2019

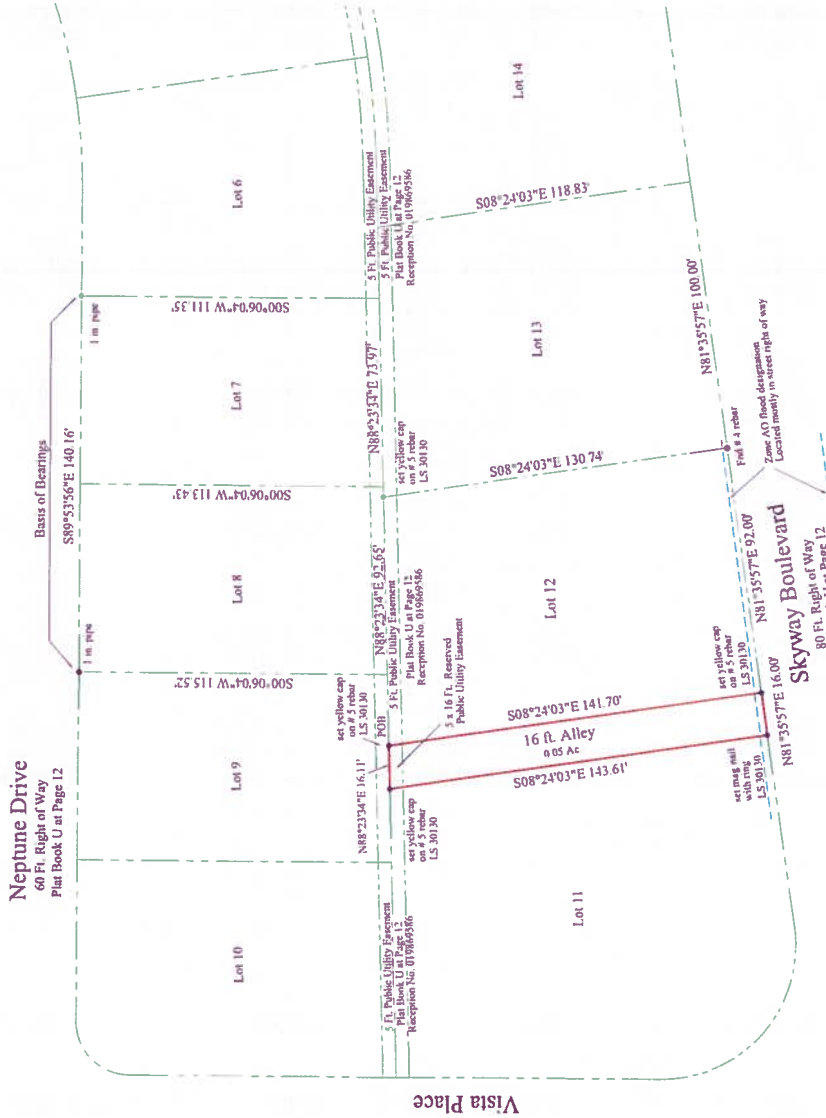
CLIENT: Sanchez

JOB NUMBER: 191405

EXHIBIT A

Alley Right of Way Vacation of the Alley between Lot 11 and Lot 12, Block 4, Skyway Park Addition No. 1

A portion of Skyway Park Addition No. 1, Block 4, between Lot 11 and Lot 12, in the City of Colorado Springs, a portion of the West Half of Section 25, T14S R67W of the 6th P.M., County of El Paso, State of Colorado.



Units of Measure: U.S. Survey Foot
September 09, 2019

Be It Known By These Presents: That the City of Colorado Springs, Colorado, by its duly authorized officers and representatives, does hereby vacate the alley between Lot 11 and Lot 12, Block 4, Skyway Park Addition No. 1 in the City of Colorado Springs, Colorado, as shown on the plat of the City of Colorado Springs, Colorado, attached hereto and on file in the Office of the City Clerk, City of Colorado Springs, Colorado, and as shown on the plat of the City of Colorado Springs, Colorado, attached hereto and on file in the Office of the City Clerk, City of Colorado Springs, Colorado.

City Approval:
On behalf of the City of Colorado Springs, the undersigned hereby certifies that the accompanying plat of the City of Colorado Springs, Colorado, is a true and correct copy of the original plat of the City of Colorado Springs, Colorado, and that the City of Colorado Springs, Colorado, has approved the same and that the City of Colorado Springs, Colorado, has authorized the undersigned to execute and deliver the same on its behalf.

Witness my hand and seal this _____ day of _____, 2019 A.D.
By: _____, City Clerk, City of Colorado Springs, Colorado.

Legal Description:
The City of Colorado Springs, Colorado, by its duly authorized officers and representatives, does hereby vacate the alley between Lot 11 and Lot 12, Block 4, Skyway Park Addition No. 1 in the City of Colorado Springs, Colorado, as shown on the plat of the City of Colorado Springs, Colorado, attached hereto and on file in the Office of the City Clerk, City of Colorado Springs, Colorado, and as shown on the plat of the City of Colorado Springs, Colorado, attached hereto and on file in the Office of the City Clerk, City of Colorado Springs, Colorado.

Notes:
This plat is subject to the following conditions: 1. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use. 2. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use. 3. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use.

Surveyor's Certification:
I, the undersigned, being duly sworn, hereby certify that the accompanying plat of the City of Colorado Springs, Colorado, is a true and correct copy of the original plat of the City of Colorado Springs, Colorado, and that the City of Colorado Springs, Colorado, has approved the same and that the City of Colorado Springs, Colorado, has authorized me to execute and deliver the same on its behalf.

Notice:
This plat is subject to the following conditions: 1. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use. 2. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use. 3. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use.

Recordings:
This plat is subject to the following conditions: 1. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use. 2. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use. 3. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use.

Notice is Hereby Given:
This plat is subject to the following conditions: 1. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use. 2. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use. 3. The City of Colorado Springs, Colorado, reserves the right to acquire the alley for public use.



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Person of the Year 2018, 2019, 2020
2019 National Award for Excellence
2019 National Award for Excellence
2019 National Award for Excellence

Sheet 1 of 1
CRC V 19-00004

2019 No. 101405 Date: 07-13-2019 Revised: 04-01-2019

I HEREBY CERTIFY, that the foregoing ordinance entitled **“AN ORDINANCE VACATING A 16-FOOT PORTION OF A PUBLIC RIGHT-OF-WAY ADJACENT AND BETWEEN LOT 11 AND LOT 12, BLOCK 4, SKYWAY PARK ADDITION NO. 1, CITY OF COLORADO SPRINGS CONSISTING OF 0.05 OF AN ACRE”** was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on December 10th, 2019; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 14th day of January, 2020, 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 17th day of January, 2020.



Sarah B. Johnson, City Clerk

1st Publication Date: December 13th, 2019

2nd Publication Date: January 22nd, 2020

Effective Date: January 27th, 2020

Initial: SBJ
City Clerk