

ORDINANCE NO. 25-_____

AN ORDINANCE VACATING A PORTION OF A PUBLIC RIGHT-OF-WAY KNOWN AS HOLLY AVENUE AND FIRST STREET, CONSISTING OF APPROXIMATELY 2.13 ACRES LOCATED NORTHWEST OF THE INTERSECTION OF FIRST STREET AND LAKE 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 a portion of a public right-of-way known as Holly Avenue and First Street, consisting of approximately 2.13 acres northwest of the intersection of First Street and Lake Avenue, 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 all public utility, public improvement, and other public easements across, over, under, and through the vacated portion of right-of-way described in Exhibit A and depicted in Exhibit B, including but not limited to those terms and conditions in that certain instrument filed in the public records of El Paso County, Colorado at Reception No. 224026331. Further, there is hereby created and retained a dedicated easement for the benefit of the City for public access, emergency access, drainage, utility infrastructure, and other public improvements that the City may require across, over, under, and through the vacated portion of right-of-way described in Exhibit A and depicted in Exhibit B. Title to the vacated right-of-way shall vest in accord with C.R.S. § 43-2-301 et seq., as applicable, and as determined by the El Paso County Assessor.

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 ____ day of _____, 2025.

Finally passed: _____

Lynette Crow-Iverson, Council President

Mayor's Action:

- ☐ Approved on _____.
- ☐ Disapproved on _____, based on the following objections:

Blessing A. Mobolade, 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.

Lynette Crow-Iverson, Council President

ATTEST:

Sarah B. Johnson, City Clerk

