

ORDINANCE NO. 24 - 36

AN ORDINANCE VACATING PORTIONS OF A PUBLIC RIGHT-OF-WAY KNOWN AS LAKEHURST DRIVE BETWEEN JET WING AND COLONY HILLS CIRCLE CONSISTING OF 7,230 SQUARE FEET (0.166 Acres)

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 Lakehurst Drive between Jet Wing and Colony Hills Circle consisting of 7, 230 square feet (0.166 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 all public utility, public improvement, and other public easements across, over, under and through the vacated portions of rights-of-way described in Exhibit A and depicted in Exhibit B, including as may be subject to those terms and conditions 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 23rd day of April 2024.

Finally passed: May 14, 2024


Randy Helms, Council President

Mayor's Action:

- Approved on 5/17/2024.
- Disapproved on _____, based on the following objections:

Blessing A. Mobolade

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.

Randy Helms, Council President

ATTEST:

Sarah B. Johnson

Sarah B. Johnson, City Clerk



COS: _____
CAO: MS

LEGAL DESCRIPTION:

A PORTION OF LAKEHURST DRIVE SHOWN ON THE PLAT OF COLONY HILLS SUBDIVISION RECORDED IN PLAT BOOK M-2 AT PAGE 77, RECORDS OF EL PASO COUNTY AND BEING A PART OF SECTION 35, TOWNSHIP 14 SOUTH, RANGE 66 WEST OF THE 6TH P.M., CITY OF COLORADO SPRINGS, COUNTY OF EL PASO, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE BASIS OF BEARINGS FOR THIS DESCRIPTION IS A PORTION OF THE SOUTHEASTERLY LINE OF LOT 5, MISSION TRACE AT THE SPRINGS FILING NO. 2, BEING MONUMENTED AT THE NORTHERLY END BY A FOUND 5/8" REBAR AND AT THE SOUTHERLY END BY A FOUND 5/8" WITH 2" ALUMINUM CAP "PLS 29410". SHOWN ON THE PLAT OF MISSION TRACE AT THE SPRINGS FILING NO. 2, RECORDED IN PLAT BOOK Z-3 AT PAGE 8, RECORDS OF EL PASO COUNTY, TO BEAR S 47°03'36" W FOR A DISTANCE OF 145.26 FEET.

BEGINNING AT THE NORTH EAST CORNER OF LOT 39, BLOCK 6, COLONY HILLS SUBDIVISION RECORDED IN PLAT BOOK M-2 AT PAGE 77, RECORDS OF EL PASO COUNTY;

THENCE S 89°28'10" W ON THE NORTH LINE OF SAID LOT 39, BLOCK 6, SAID LINE ALSO BEING THE SOUTH RIGHT OF WAY LINE OF LAKEHURST DRIVE, FOR A DISTANCE OF 120.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 39, BLOCK 6;

THENCE N 00°33'52" W ON AN EXTENSION OF THE WEST LINE OF SAID LOT 39, BLOCK 6, FOR A DISTANCE OF 46.30 FEET TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF JET WING DRIVE;

THENCE N 47°03'36" E ON SAID SOUTHERLY RIGHT OF WAY LINE FOR A DISTANCE OF 20.31 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF LAKEHURST DRIVE;

SUBD-23-0121 | Exhibit A

THENCE N 89°28'10" E ON SAID NORTH RIGHT OF WAY LINE FOR A DISTANCE OF 112.10 FEET TO A POINT OF CURVE ON THE WEST RIGHT OF WAY LINE OF COLONY HILLS CIRCLE;

THENCE ON SAID WEST RIGHT OF WAY LINE ON A CURVE TO THE LEFT HAVING AN ARC LENGTH OF 56.55 FEET, A RADIUS OF 224.81 FEET, A CENTRAL ANGLE OF 14°24'42". AND WHOSE CHORD BEARS S 06°40'31" E FOR A DISTANCE OF 56.40 FEET TO A POINT OF TANGENCY;

THENCE CONTINUING ON SAID WEST RIGHT OF WAY LINE S 00°31'50" E FOR A DISTANCE OF 4.05 FEET TO THE POINT OF BEGINNING.

CONTAINING 7,230 SQUARE FEET OR 0.166 ACRES MORE OR LESS

VACATION PLAT
LAKEHURST DRIVE BETWEEN JET WING AND
COLONY HILLS CIRCLE RIGHT-OF-WAY VACATION
 LOCATED IN COLONY HILLS SUBDIVISION,
 SECTION 35, TOWNSHIP 14 SOUTH, RANGE 66 WEST OF THE 6TH P.M.,
 CITY OF COLORADO SPRINGS, COUNTY OF EL PASO, STATE OF COLORADO



LEGAL DESCRIPTION:

PORTION OF AN UNREGISTERED SUBDIVISION BEING THE S. 1/4 OF COLONY HILLS SUBDIVISION RECORDED IN PLAT BOOK 42, PAGE 57 OF RECORDS OF EL PASO COUNTY AND BEING A PART OF PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

1. THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

2. THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

3. THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

4. THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

5. THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

6. THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

7. THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

8. THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

9. THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

10. THE BASIS OF SURVEY FOR THIS DESCRIPTION IS A PORTION OF SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

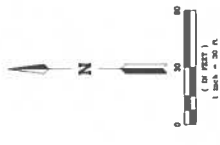
NOTES:

1. THE BASIS OF SURVEY IS A PORTION OF THE NON-COMPLETELY RECORDED SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
2. THE BASIS OF SURVEY IS A PORTION OF THE NON-COMPLETELY RECORDED SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
3. THE BASIS OF SURVEY IS A PORTION OF THE NON-COMPLETELY RECORDED SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
4. THE BASIS OF SURVEY IS A PORTION OF THE NON-COMPLETELY RECORDED SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
5. THE BASIS OF SURVEY IS A PORTION OF THE NON-COMPLETELY RECORDED SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
6. THE BASIS OF SURVEY IS A PORTION OF THE NON-COMPLETELY RECORDED SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
7. THE BASIS OF SURVEY IS A PORTION OF THE NON-COMPLETELY RECORDED SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
8. THE BASIS OF SURVEY IS A PORTION OF THE NON-COMPLETELY RECORDED SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
9. THE BASIS OF SURVEY IS A PORTION OF THE NON-COMPLETELY RECORDED SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
10. THE BASIS OF SURVEY IS A PORTION OF THE NON-COMPLETELY RECORDED SPRINGS PLAT NO. 3, BEING MONUMENTED AT THE NORTHERLY CORNER OF LOT 1, BLOCK 4, PLAT BOOK 42, PAGE 57, RECORDS OF EL PASO COUNTY, COLORADO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

SURVEYOR'S CERTIFICATION:

I, THOMAS S. MARR, A REGISTERED LAND SURVEYOR IN THE STATE OF COLORADO, HAVE PERSONALLY EXAMINED THE ABOVE DESCRIBED VACATION PLAT AND HAVE FOUND IT TO BE ACCURATELY SURVEYED AND ACCURATELY DESCRIBED AND ACCURATELY MONUMENTED AND ACCURATELY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THOMAS S. MARR
 COLORADO P.L.S. NO. 30108



LEGEND:

- MONUMENT
- CORNER
- BENCH MARK
- ...



MARR LAND SURVEYING
 508 Bonley Ave B
 Colorado Springs, CO 80909
 Tel: (719) 585-8623
 marr@coloradosurveying.com

NO.	REVISION	BY	DATE
1	REVISION PER CITY REVIEW	TSM	11/7/23
2	REVISION PER CITY REVIEW	TSM	02/11/24
3	REVISION PER CITY REVIEW	TSM	02/11/24
4	REVISION PER CITY REVIEW	TSM	03/01/24

A PARCEL LOCATED IN SECTION 35,
 TOWNSHIP 14 SOUTH, RANGE 66 WEST OF THE 6TH P.M.,
 COUNTY OF EL PASO, STATE OF COLORADO

CITY FILE NO. 2023-0271

Checked by: TSM
 Date: 01/23
 Sheet: 1 of 1

I HEREBY CERTIFY that the foregoing ordinance entitled **“AN ORDINANCE VACATING PORTIONS OF A PUBLIC RIGHT-OF-WAY KNOWN AS LAKEHURST DRIVE BETWEEN JET WING AND COLONY HILLS CIRCLE CONSISTING OF 7,230 SQUARE FEET (0.166 Acres)”** was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on April 23, 2024; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 14th day of May 2024, 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 14th day of May 2024.


Sarah B. Johnson, City Clerk

1st Publication Date: April 26, 2024

2nd Publication Date: May 22, 2024

Effective Date: May 27, 2024

Initial: 
City Clerk

