

***Town of* Coal Creek**
Coal Creek, Colorado
Ordinance NO4 Series 2017

AN ORDINANCE vacating a portion of Second Street and Third Street in Coal Creek, Colorado.

WHEREAS, pursuant to CRS 43-2-303, a municipality has the power to vacate any roadway within its jurisdiction, and;

WHEREAS, the proposed vacating of the portion of Second Street and Third Street described below does not leave any land adjoin said roadway without an established public road or private access easement connecting said land with other established public roads, and;

WHEREAS, the portion of Second Street and Third Street described below has not been used as public roadways for more than twenty years, and;

WHEREAS, the Town of Coal Creek, Colorado reserves the right to of continued use for the repair and maintenance and upgrade of water lines.

NOW THEREFORE, Be it hereby ordained by the Town Board of Trustees of the Town of Coal Creek, Colorado that

SECTION 1. Pursuant to applicable Colorado Statues, the public roadway in Block 49, Coal Creek known as Second Street described in paragraph (a) below and the public roadway in Block 49, Coal Creek known as Third Street described in paragraph (b) below, be and the same are hereby vacated and closed:

a. The portion of the Second Street roadway located in Block 49, Coal Creek from East First Avenue south to East Second Avenue;

b. The portion of the Third Street roadway located in Block 49, Coal Creek from East First Avenue south to East Second Avenue;

SECTION 2. The Town of Coal Creek Town Board voted to vacate half of Third Street and Second Street where it borders Mr. Hastings property due to water issues and leech field issues as referenced in the September 16, 2014 Minutes of the Town Board Meeting.

SAFETY CLAUSE:

THE TOWN BOARD FINDS THAT THIS ORDINANCE IS NECESSARY TO THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, AND

SAFETY, AND SHALL TAKE EFFECT AND BE ENFORCED FROM AND AFTER THE FINAL PUBLICATION OF THIS ORDINANCE.

INTRODUCED, READ IN FULL, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY ON JULY 11, 2017 2016.

PASSED ON ITS SECOND READING; ADOPTED THIS 8th day of August, 2017.

TOWN OF COAL CREEK, COLORADO

John Bechtelheimer, Mayor

ATTEST:

Connie Gjelsness, Town Clerk