

TOWN OF MEAD, COLORADO
ORDINANCE NO. 847

**AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, VACATING A
PORTION OF THE DRAINAGE AND UTILITY EASEMENT ON LOT 13,
LYONS 66 PACIFIC COMMERCE PARK.**

WHEREAS, Own It Storage North LLC, John Davis, Manager, 2055 Bluff Street, Boulder, CO 80304, by petition dated February 9, 2017, has requested the vacation of a portion of the utility easement on Lot 13, Lyons 66 Pacific Commerce Park, immediately south of the East I-25 Frontage Road by petition dated February 7, 2017; and

WHEREAS, the purpose of said vacation is to vacate that portion of the utility easement lying outside the vacated ROW for Pacific Circle as it is not needed in the short or long term; and

WHEREAS, the vacation of public utility easements is subject to the statutory authority granted to municipalities by C.R.S. 43-2-303 to vacate roadways and their appurtenances; and

NOW THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Mead, Weld County, Colorado, that:

Section 1. The drainage and utility easement hereby vacated is that portion of the easement across Lot 13, lying lying immediately south of the East I-25 Frontage Road, as depicted on the recorded plat of Lyons 66 Pacific Commerce Park.

Section 2. The easement to be vacated is entirely on Lot 13 and said vacation will not result transfer of ownership and the underlying property..

Section 3. Effective Date. This ordinance shall be published and become effective as provided by law.

Section 4. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the Ordinance. The Board of Trustees hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentence, clauses or phrases are declared invalid.


Section 5. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

Section 6. Certification. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Code available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 30th DAY OF May, 2017.

ATTEST:

By Melissa C Mata
Melissa Mata, Interim Town Clerk



TOWN OF MEAD

By Gary R Shields
Gary R. Shields, Mayor

EXHIBIT A

EXHIBIT "A"

LOCATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 NORTH,
RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN,
TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO

SHEET 1 OF 2

VACATION OF PORTIONS OF TWO UTILITY EASEMENT OVER AND ACROSS A PORTION OF LOT 13, LYONS 66 PACIFIC COMMERCE PARK, LOCATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE NORTH LINE OF LOT 13, LYONS 66 PACIFIC COMMERCE PARK TO BEAR N89°25'30"W, A DISTANCE OF 245.48 FEET BETWEEN A FOUND NO. 5 REBAR WITH 1 1/2" ALUMINUM CAP, LS 16406 AT THE NORTHWEST CORNER OF SAID LOT 13 AND A FOUND NO. 5 REBAR WITH 1 1/2" ALUMINUM CAP, LS 16406 AT THE NORTHEAST CORNER OF SAID LOT 13, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO.

COMMENCING AT THE NORTHWEST CORNER OF LOT 13, LYONS 66 PACIFIC COMMERCE PARK;
THENCE SOUTH 59°36'40" EAST A DISTANCE OF 29.15 FEET TO THE POINT OF BEGINNING;
THENCE NORTH 89°25'30" EAST A DISTANCE OF 29.00 FEET TO AN ANGLE POINT OF AN EXISTING UTILITY EASEMENT AS SHOWN ON THE RECORDED PLAT OF LYONS 66 PACIFIC COMMERCE PARK RECORDED AT RECEPTION NO. 3397412;

THENCE ALONG SAID EXISTING UTILITY EASEMENT THE FOLLOWING TWO (2) COURSES;

1. SOUTH 00°34'30" EAST A DISTANCE OF 83.00 FEET;
 2. THENCE SOUTH 89°25'30" WEST A DISTANCE OF 29.00 FEET TO AN ANGLE POINT OF SAID EXISTING UTILITY EASEMENT;
- THENCE NORTH 00°34'30" WEST A DISTANCE OF 83.00 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

SAID VACATED EASEMENT CONTAINING 2,407 SQ.FT. OR 0.06 ACRES, MORE OR LESS.

I, JOHN B. GUYTON, A LAND SURVEYOR LICENSED IN THE STATE OF COLORADO, DO HEREBY STATE FOR AND ON BEHALF OF FLATIRONS, INC., THAT THIS PARCEL DESCRIPTION AND ATTACHED EXHIBIT, BEING MADE A PART THEREOF, WERE PREPARED BY ME OR UNDER MY RESPONSIBLE CHARGE AT THE REQUEST OF THE CLIENT AND IS NOT INTENDED TO REPRESENT A MONUMENTED LAND SURVEY OR SUBDIVIDE LAND IN VIOLATION OF STATE STATUTE.



JOHN B. GUYTON
COLORADO P.L.S. #16406 FSI JOB NO. 17-68,902
CHAIRMAN/CEO, FLATIRONS, INC.

JOB NUMBER: 17-68,902
DRAWN BY: R. SLAGLE
DATE: JANUARY 11, 2017

THIS IS NOT A "LAND SURVEY PLAT" OR "IMPROVEMENT SURVEY PLAT" AND THIS EXHIBIT IS NOT INTENDED FOR PURPOSES OF TRANSFER OF TITLE OR SUBDIVISIONS OF LAND. RECORD INFORMATION SHOWN HEREON IS BASED ON INFORMATION PROVIDED BY CLIENT.

Flatirons, Inc.
Surveying, Engineering & Geomatics



655 FOURTH AVE
 LONGMONT, CO 80501
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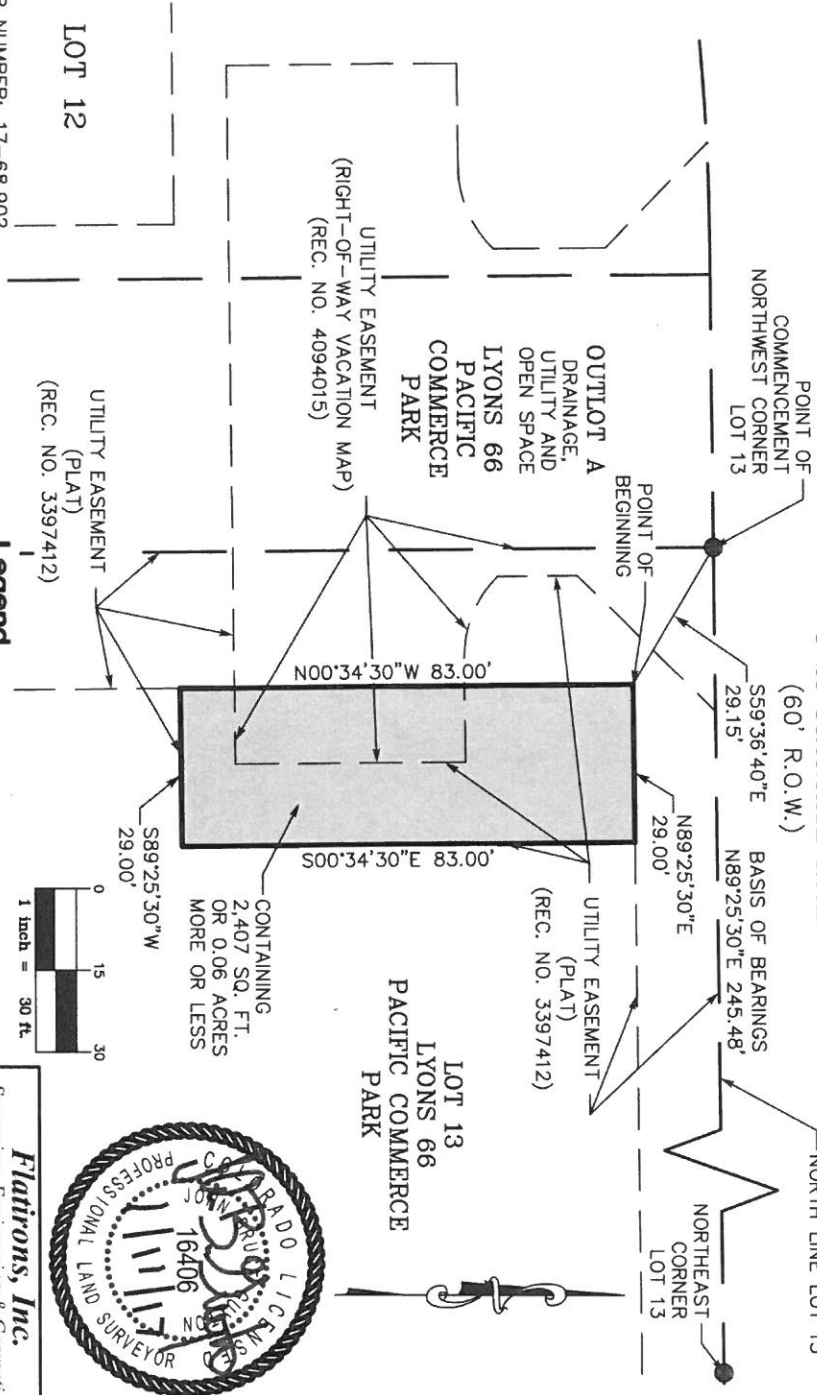
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EXHIBIT "A"

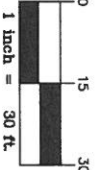
LOCATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 NORTH,
 RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN,
 TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO

SHEET 2 OF 2

I-25 FRONTAGE ROAD



CONTAINING
 2,407 SQ. FT.
 OR 0.06 ACRES
 MORE OR LESS



JOB NUMBER: 17-68,902
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Legend
 ● FOUND NO. 5 REBAR W/ 1 1/2" ALUMINUM CAP, "FLATIRON SURV 16406"



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