AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Release of Notice Requirement; Township 50 North,

Action Requested: Board of County Commissioners' Signature

Parties to the Agreement:

Term Begins: **Term Ends:** **Grant Contract #:**

Summary:

We are releasing a Notice of Requirement that was given to a property owner as a result of noncompliance with hooking up to the North Gunnison Sewer Line.

Fiscal Impact:

Submitted by: Office of the County Attorney **Submitter's Email Address:** rmagruder@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ◉ Required ○ Not Required

Comments:
ok - gs

Reveiwed by: GUNCOUNTY1\gstuhr Discharge Date: 2/9/2016 Certificate of Insurance Required

Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 2/9/2016

◉ Consent Agenda ○ Regular Agenda ○ Worksession Time Allotted:

Agenda Date: 2/16/2016

Revised April 2015

RELEASE OF NOTICE OF REQUIREMENT

WHEREAS, on November 16, 2007, the Board of County Commissioners of the County of Gunnison, Colorado signed and issued a Notice of Requirement of C.R.S. §30-20-416 to the property owner located at 44 County Road 51, Gunnison, Colorado 81230 and any and all future property owners, successors, assigns and transferees of the real property more specifically identified in "Appendix A" attached hereto and incorporated herein by reference (herein "Real Property"); and

WHEREAS, the Notice of Requirement was recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on November 16, 2007 bearing Reception No: 580331; and

WHEREAS, a subsequent property owner of the Real Property has complied with the specific requirement, C.R.S. §30-20-416(1)(a), "Whenever the board of county commissioners of a county having a public sewerage system determines that the county sewer line is within four hundred feet of the boundary line of any premises located within the county and the board deems it necessary for the protection of public health that the owners of one or more of such premises shall connect their premises with the public sewer, thirty days' notice in writing shall be given to said owners, by registered mail, notifying them to connect their premises with the sewer, the date of the notice to begin as of the date of registering the same for mailing"; and

NOW THEREFORE, the Board of County Commissioners of the County of Gunnison, Colorado shall and hereby does release the Notice of Requirement of C.R.S. §30-20-416(1)(a) recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on November 16, 2007 bearing Reception No: 580331.

Dated this 16th day of February, 2016.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

By: _____
Paula Swenson, Chairperson

ATTEST:

_____
Deputy County Clerk

APPENDIX A

Township 50 North, Range 1 West, N.M.P.M.

Section 25: A tract of land situated in the E1/2SW1/4 of said Section, more particularly described as follows:

Commencing at the Southeast corner of said corner of said Section 25, thence North 63°30'13" West 3493.92 feet to the point of beginning; thence North 81°57'30" West 49.81 feet to a point on the East bank of an existing ditch; thence North 32°53'18" West 112.40 feet along said ditch to a point; thence North 19°30'00" West 124.80 feet along said ditch to a point; thence North 02°23'30" West 119.80 feet along said ditch to a point on the South R.O.W. of a county road; thence South 74°57'00" East 167.66 feet along said R.O.W. to a point; thence South 17°31'24" West 50.55 feet to a point; thence South 72°28'36" East 31.50 feet to a point; thence South 17°31'24" West 46.05 feet to a point; thence South 74°11'51" East 44.81 feet to a point; thence South 15°07'03" West 187.87 feet to the point of beginning,

County of Gunnison,
State of Colorado,