AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item:

Action Requested: Board of County Commissioners' Signature

Parties to the Agreement: Steve Baldwin

Term Begins: 6/21/2016 **Term Ends:** **Grant Contract #:**

Summary:

Steve Baldwin requested the vacation of an alley to achieve the minimum 1 acre needed to build in Irwin Townsite.

Fiscal Impact: Applicant will pay all fees

Submitted by: Marlene D. Crosby **Submitter's Email Address:** mcrosby@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ◉ Required ○ Not Required

Comments:
ok - gs However, I do concur with Marlene's recommendation to continue the hearing until the lot cluster application is filed by the lot owner.

Reveiwed by: GUNCOUNTY1\gstuhr Discharge Date: 6/16/2016 Certificate of Insurance Required

Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\khaase Discharge Date: 6/16/2016

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted: 2

Agenda Date: 6/21/2016

Revised April 2015

NOTICE OF PUBLIC HEARING
REGARDING PETITION TO VACATE A CERTAIN PORTION OF AN ALLEY IN THE TOWNSITE OF IRWIN, COLORADO

The Board of County Commissioners of Gunnison County, Colorado, will hold a public hearing regarding the petition filed by Steve Baldwin to vacate a certain portion of an alley in the Townsite of Irwin, Colorado. That certain portion of alley that the petitioner seeks to have vacated is described as follows:

> That portion of the alley lying adjacent to Lots 7 through 9, inclusive and Lots 10 through 12, inclusive Block 18, all within the Townsite of Irwin according to the official plat recorded in the records of the Office of the Clerk and recorder of Gunnison County, Colorado on September 6, 1894, bearing Reception No: 70551

The public hearing will be held on **Tuesday, June 21, 2016, at 9:00 a.m. at the Commissioners Room, Gunnison County Courthouse, 200 East Virginia Avenue, Gunnison, Colorado.** The public is invited to attend and participate.

DATED: May 24, 2016

Marlene D. Crosby

Marlene D. Crosby
Gunnison County Public Works Director

Gunnison Country Times and CB News: Publish as a Legal Notice for the weeks of 5/30/16 and 6/6/16

COPLEY LAKE RD
NTY ROAD 326A
AVENUE E
7TH ST
9TH ST
10TH ST
11TH ST
AVENUE G

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

RESOLUTION NO: 2016-___

A RESOLUTION VACATING A CERTAIN PORTION OF ALLEY LYING WITHIN THE TOWNSITE OF IRWIN, COUNTY OF GUNNISON, STATE OF COLORADO

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado ("Board"), by virtue of Colorado law, has authority and is the owner of certain roads and alleys lying within the County of Gunnison; and

WHEREAS, the Board has determined that not all platted roads and alleys are necessary for public access to privately owned property; and

WHEREAS, the Board has received a request to vacate a certain portion of an alley lying within the Townsite of Irwin, County of Gunnison, State of Colorado described as follows:

> That certain portion of alley adjacent to Lots 7 through 9, inclusive, and Lots 10 through 12, inclusive, Block 18, lying within the Townsite of Irwin according to the official plat recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on September 6, 1894, bearing Reception No: 70551; and

WHEREAS, the vacation of the above described portion of alley lying within the Townsite of Irwin, will not hinder any property owners of any lands from having access to their respective land nor disrupt existing travel modes or anticipated conditions in traffic or development patterns; and

WHEREAS, there will be no adverse impact to the natural environment, community needs or public health, safety and welfare from the vacation of the above described portion of alley lying within the Townsite of Irwin; and

WHEREAS, the notices required by Colorado law for such vacation have been given and a public hearing on such vacation has been conducted; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado that the certain portion of alley lying within the Townsite of Irwin, County of Gunnison, State of Colorado described as follows shall be and hereby is vacated:

> That certain portion of alley adjacent to Lots 7 through 9, inclusive, and Lots 10 through 12, inclusive, Block 18, lying within the Townsite of Irwin according to the official plat recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on September 6, 1894, bearing Reception No: 70551.

It is the specific intent of the Board that the vacation of the above described portion of alley lying within the Townsite of Irwin shall accrue to and vest in the record owner(s) of adjacent real property pursuant to the provisions of C.R.S. § 43-2-302.

FURTHERMORE, this Resolution is contingent upon and shall not become effective until the recording in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado of the following:

1. The Lot Cluster Agreement executed by Gunnison County and the owner(s) of the respective adjacent property clustering said property and the above described portion of alley lying within the Townsite of Irwin, County of Gunnison, State of Colorado; and

2. This Resolution.

INTRODUCED by Commissioner_____, seconded by Commissioner _____, and adopted this 21st day of June, 2016.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

By: _____
Paula Swenson, Chairperson

By: _____
Phil Chamberland, Vice Chairperson

By: _____
Jonathan Houck, Commissioner

ATTEST:

_____
Deputy County Clerk