AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Public Hearing; Street Vacation Regarding the Vaca

Action Requested: Board of County Commissioners' Signature

Parties to the Agreement: Thompson and Gunnison County

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

Summary:

This vacation is being requested by the applicant and Gunnison County. It cleans up a Correction Plat that shows a street vacation in 1995 that was not done formally.

Fiscal Impact: Applicant will pay expenses, but was not charged the administrative costs

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

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: 5

Agenda Date: 6/21/2016

Revised April 2015

NOTICE OF PUBLIC HEARING

REGARDING THE VACATION OF PORPHRY ROAD, INCLUDING CUL DE SAC, LYING WITHIN MARBLE SKI AREA, CONDOMINIUM, FILING 1, GUNNISON COUNTY, COLORADO

The Board of County Commissioners of the County of Gunnison, Colorado, will hold a public hearing regarding the vacation of Porphry Road, including the cul-de-sac, lying within Marble Ski Area, Condominium, Filing 1, within the County of Gunnison, State of Colorado and described as follows:

> The entirety of Porphry Road, including the cul-de-sac, as identified on the plat titled: *Plat of Marble Ski Area Condominium Filing No. 1, Gunnison County, Colorado* recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on September 7, 1971, bearing Reception No: 285757.

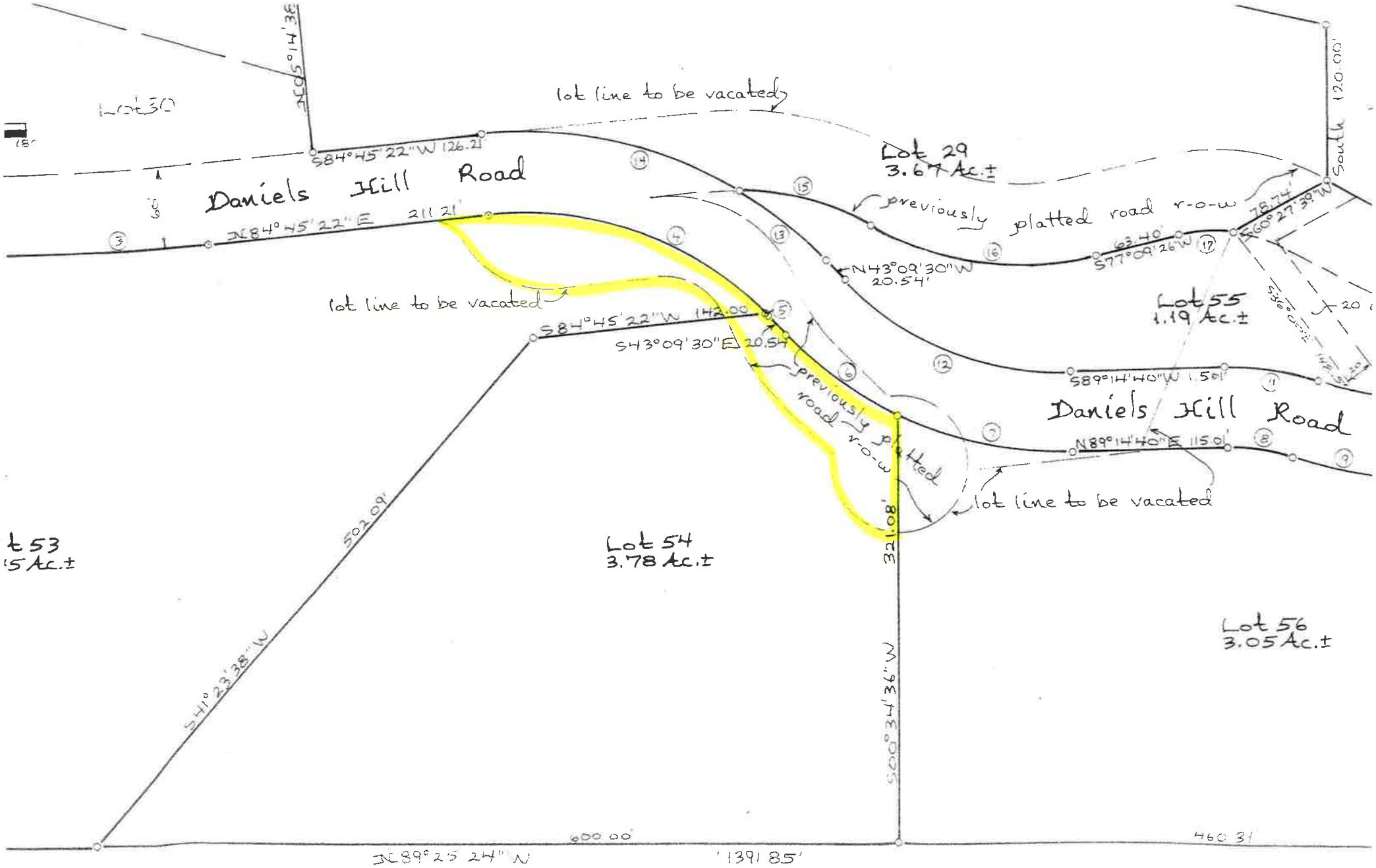
The public hearing will be held on **Tuesday, June 21, 2016, at 8:55 a.m. in the Board of County Commissioners Meeting Room, Gunnison County Courthouse, 200 East Virginia Avenue, Gunnison, Colorado.** The public is invited to attend and participate.

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.


lot line to be vacated
Lot 29
3.67 Ac.±
Daniels Hill Road
S84°45'22"W 126.21'
N84°45'22"E 211.21'
previously platted road r-o-w
N43°09'30"W
20.54'
63.40'
S77°09'26"W
78.74'
S60°27'39"W
South 120.00'
Lot 55
1.19 Ac.±
lot line to be vacated
S84°45'22"W 142.00'
S43°09'30"E 20.54'
previously platted road r-o-w
S89°14'40"W 150.01'
Daniels Hill Road
N89°14'40"E 115.01'
lot line to be vacated
Lot 54
3.78 Ac.±
321.08'
S00°34'36"W
502.09'
S41°23'38"W
600.00'
N89°25'24"W
1391.85'
460.31
Lot 56
3.05 Ac.±
Lot 53
15 Ac.±

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO: 2016-___

A RESOLUTION VACATING PORPHYRY ROAD, INCLUDING CUL DE SAC, LYING WITHIN MARBLE SKI AREA CONDOMINIUM, FILING 1, 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 lying within the County of Gunnison; and

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

WHEREAS, the Board has received a request to vacate the unbuilt Porphyry Road, including cul de sac, lying within Marble Ski Area Condominium, Filing 1, County of Gunnison, State of Colorado described as follows:

> The entirety of Porphyry Road, including the cul-de-sac, as identified on the plat titled: "Plat of Marble Ski Area Condominium Filing No. 1, Gunnison County, Colorado" recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on September 7, 1971, bearing Reception No: 285757; and

WHEREAS, the vacation of the above described unbuilt Porphyry Road, including cul de sac, 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 unbuilt Porphyry Road, and cul de sac; 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 following described unbuilt Porphyry Road and cul de sac lying within Marble Ski Area Condominium, Filing 1, County of Gunnison, State of Colorado, shall be and hereby is vacated:

> The entirety of Porphyry Road, including the cul-de-sac, as identified on the plat titled: "Plat of Marble Ski Area Condominium Filing No. 1, Gunnison County, Colorado" recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on September 7, 1971, bearing Reception No: 285757.

It is the specific intent of the Board that the vacation of the above described unbuilt portion of Porphyry Road and cul de sac 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 it is recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado.

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