



BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF GUNNISON, COLORADO

RESOLUTION NO: 2022-17

A RESOLUTION VACATING A CERTAIN PORTION OF LAUREL STREET LYING  
WITHIN THE TOWN OF TINCUP, 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 Laurel Street lying within the Town of Tincup, County of Gunnison, State of Colorado described as follows:

That portion of Laurel Street adjacent to Lots 18-24, Block 14 and Lots 1-7, Block 13, Town of Tincup, County of Gunnison County, State of Colorado; and

WHEREAS, the vacation of the above described portion of Laurel Street lying within the Town of Tincup, 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 Laurel Street lying within the Town of Tincup; and

WHEREAS, the notices required by Colorado law for such vacation have been given and the Board conducted a public hearing on November 2, 2021 on such vacation pursuant to the County’s Road and Bridge Standards; and

WHEREAS, the Board approved the vacation of the above-referenced portion of Laurel Street contingent upon its approval of both a Lot Cluster Agreement and Declaration, LUC-21-00049 for Sally S. Kuisle Revocable Trust at Lots 18-24, Block 14, Town of Tincup and approval by the Gunnison County Environmental Health Board from the County’s Onsite Wastewater Treatment System (OWTS) standards for an OWTS on a parcel less than one-acre at 132 Laurel Street in Tincup; and

WHEREAS, the Lot Cluster Agreement and Declaration, LUC-21-00049 for Sally S. Kuisle Revocable Trust at Lots 18-24, Block 14, Town of Tincup, was approved by the Board November 2, 2021, contingent upon approval by the Gunnison County Environmental Health Board from the County’s OWTS standards for an OWTS on a parcel less than one-acre at 132 Laurel Street in Tincup; and



WHEREAS, on February 3, 2022, the Gunnison County Environmental Health Board approved the application for Sally Kuisle (OWTS-21-00325) for a variance from the County's OWTS standards for an OWTS on a parcel less than one-acre at 132 Laurel Street in Tincup with the condition of a platted easement, with said Easement Agreement having been recorded March 25, 2022, Reception #683771; and

WHEREAS, the contingencies imposed by the Board with regard to both the street vacation and lot cluster referenced above have been satisfied; and

WHEREAS, in order to provide a clean record and to formally acknowledge and find as a matter of fact the satisfaction of these contingencies, the Board has deemed it prudent to adopt this Resolution;

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

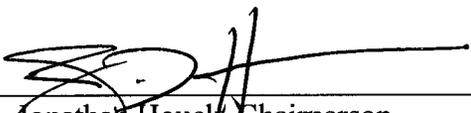
That portion of Laurel Street adjacent to Lots 18-24, Block 14 and Lots 1-7, Block 13, Town of Tincup, County of Gunnison County, State of Colorado; and

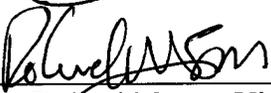
It is the specific intent of the Board that the vacation of the above described portion of Laurel Street lying within the Town of Tincup shall accrue to and vest in the record owner(s) of adjacent real property pursuant to the provisions of C.R.S. § 43-2-302.

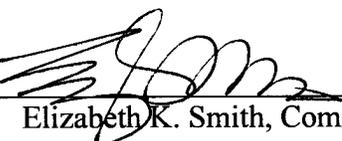
FURTHERMORE, this Resolution is contingent upon and shall not become effective until the recording in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado of this Resolution.

INTRODUCED by Commissioner Smith, seconded by Commissioner Mason, and adopted this 5th day of April, 2022.

BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF GUNNISON, COLORADO

By:   
Jonathan Houck, Chairperson

By:   
Roland Mason, Vice Chairperson

By:   
Elizabeth K. Smith, Commissioner



ATTEST:

*Melaine Bell*  
Deputy County Clerk

