

TOWN OF BUENA VISTA, COLORADO

**ORDINANCE NO. 13
(SERIES OF 2016)**

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF BUENA VISTA, COLORADO VACATING AN ALLEY RIGHT OF WAY LOCATED BETWEEN BLOCKS 67 AND 68 IN THE TOWN OF BUENA VISTA.

WHEREAS, the owner of property described as Lots 1 through 17 of Block 67 and the whole of Block 68 in the Town of Buena Vista has requested that the Town vacate the alley right of way between Blocks 67 and 68 (the "Vacated Parcel") as shown on **Exhibit A** attached hereto;

WHEREAS, Article IV of Chapter 11 of the Buena Vista Municipal Code ("Code") in conjunction with Part 3 of Title 43, Article 2 of the Colorado Revised Statutes set forth the procedures for vacating rights of way;

WHEREAS, pursuant to Code Section 11-62, public notice of the request for the vacation was published twice in a newspaper of general circulation in the Town, the first publication being at least fifteen (15) days prior to such hearing and the second publication being at least eight (8) days prior to such hearing. In addition, the Town Clerk mailed notice of such hearing to all owners of property adjacent to the public way sought to be vacated as shown in the request for vacation, and to all public utility companies providing service within the Town;

WHEREAS, pursuant to Code Section 11-63, a vacation shall only be granted if the Board of Trustees finds that the vacation is in the public interest; and

WHEREAS, the Board of Trustees finds that (1) granting the vacation will not deny any owner access to their property and (2) the Vacated Parcel is not needed, nor will it be needed in the foreseeable future for any Town purposes; and therefore, the Board of Trustees finds that the requested vacation is in the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO:

Section 1. Vacation Granted. The alley right of way between Blocks 67 and 68 in the Town of Buena Vista as shown on the plat recorded at reception number 283040 in the records of the Chaffee County Clerk and Recorder and attached hereto as Exhibit A is hereby vacated.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED this 24th day of May, 2016.

THIS ORDINANCE SHALL BECOME EFFECTIVE THIRTY DAYS FROM PUBLICATION.

TOWN OF BUENA VISTA, COLORADO

By: 
Joel Benson, Mayor

ATTEST:



Janet Giacca, Town Clerk



Exhibit A to
Ord. No. 13
(Series 2016)

PLAT OF
THE
TOWN OF BUENA VISTA

SITUATE IN SECTIONS 7&8, 16, 17, 18, 19, 20 & 21
TOWNSHIP 14 SOUTH, RANGE 78 WEST

THE 6TH PRINCIPAL MERIDIAN,
CHAFFEE COUNTY, COLORADO

- 1996 -

PREPARED BY PAUL A. HETZER
COLORADO LICENSED LAND SURVEYOR NO. 2012

PLAT NOTES

1. THIS MAP HAS BEEN PREPARED FROM INFORMATION CONTAINED ON THE 1985 PLAT OF THE TOWN OF BUENA VISTA, CHAFFEE COUNTY, COLORADO, AND ALL RECORDS KNOWN TO EXIST AT THE TIME THIS PLAT WAS PREPARED.
2. THIS PLAT IS A REVISION OF THE OFFICIAL PLAT OF THE TOWN OF BUENA VISTA, CHAFFEE COUNTY, COLORADO, SERIES 1985, SAID OFFICIAL PLAT LAST RECORDED ON FEBRUARY 13, 1985.
3. THIS PLAT SHALL BE CONSIDERED A SUPPLEMENT TO THE INFORMATION CONTAINED ON THE OFFICIAL PLAT OF THE TOWN OF BUENA VISTA, CHAFFEE COUNTY, COLORADO, SERIES 1985, SAID OFFICIAL PLAT LAST RECORDED ON FEBRUARY 13, 1985.
4. THIS PLAT SHALL BE CONSIDERED A SUPPLEMENT TO THE INFORMATION CONTAINED ON THE OFFICIAL PLAT OF THE TOWN OF BUENA VISTA, CHAFFEE COUNTY, COLORADO, SERIES 1985, SAID OFFICIAL PLAT LAST RECORDED ON FEBRUARY 13, 1985.
5. THIS PLAT SHALL BE CONSIDERED A SUPPLEMENT TO THE INFORMATION CONTAINED ON THE OFFICIAL PLAT OF THE TOWN OF BUENA VISTA, CHAFFEE COUNTY, COLORADO, SERIES 1985, SAID OFFICIAL PLAT LAST RECORDED ON FEBRUARY 13, 1985.
6. THIS PLAT SHALL BE CONSIDERED A SUPPLEMENT TO THE INFORMATION CONTAINED ON THE OFFICIAL PLAT OF THE TOWN OF BUENA VISTA, CHAFFEE COUNTY, COLORADO, SERIES 1985, SAID OFFICIAL PLAT LAST RECORDED ON FEBRUARY 13, 1985.
7. THIS PLAT SHALL BE CONSIDERED A SUPPLEMENT TO THE INFORMATION CONTAINED ON THE OFFICIAL PLAT OF THE TOWN OF BUENA VISTA, CHAFFEE COUNTY, COLORADO, SERIES 1985, SAID OFFICIAL PLAT LAST RECORDED ON FEBRUARY 13, 1985.
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9. THIS PLAT SHALL BE CONSIDERED A SUPPLEMENT TO THE INFORMATION CONTAINED ON THE OFFICIAL PLAT OF THE TOWN OF BUENA VISTA, CHAFFEE COUNTY, COLORADO, SERIES 1985, SAID OFFICIAL PLAT LAST RECORDED ON FEBRUARY 13, 1985.
10. THIS PLAT SHALL BE CONSIDERED A SUPPLEMENT TO THE INFORMATION CONTAINED ON THE OFFICIAL PLAT OF THE TOWN OF BUENA VISTA, CHAFFEE COUNTY, COLORADO, SERIES 1985, SAID OFFICIAL PLAT LAST RECORDED ON FEBRUARY 13, 1985.

PLANNING COMMISSION RECOMMENDATION:

THE TOWN OF BUENA VISTA HAS ACCEPTED AND APPROVED AS THE OFFICIAL PLAT.

CHAFFEE COUNTY SURVEYOR'S CERTIFICATE:

THIS PLAT IS HEREBY ACCEPTED AND APPROVED AS THE OFFICIAL PLAT OF THE TOWN OF BUENA VISTA ON THIS DATE OF RECORDATION, PURSUANT TO ORDINANCE NO. 4, SERIES 1985.

WITNESSE MY HAND AND SEAL OF OFFICE AT THE TOWN OF BUENA VISTA, COLORADO, THIS 13th DAY OF FEBRUARY, 1996.

ATTEST: TOWN CLERK

CHAFFEE COUNTY SURVEYOR'S CERTIFICATE:

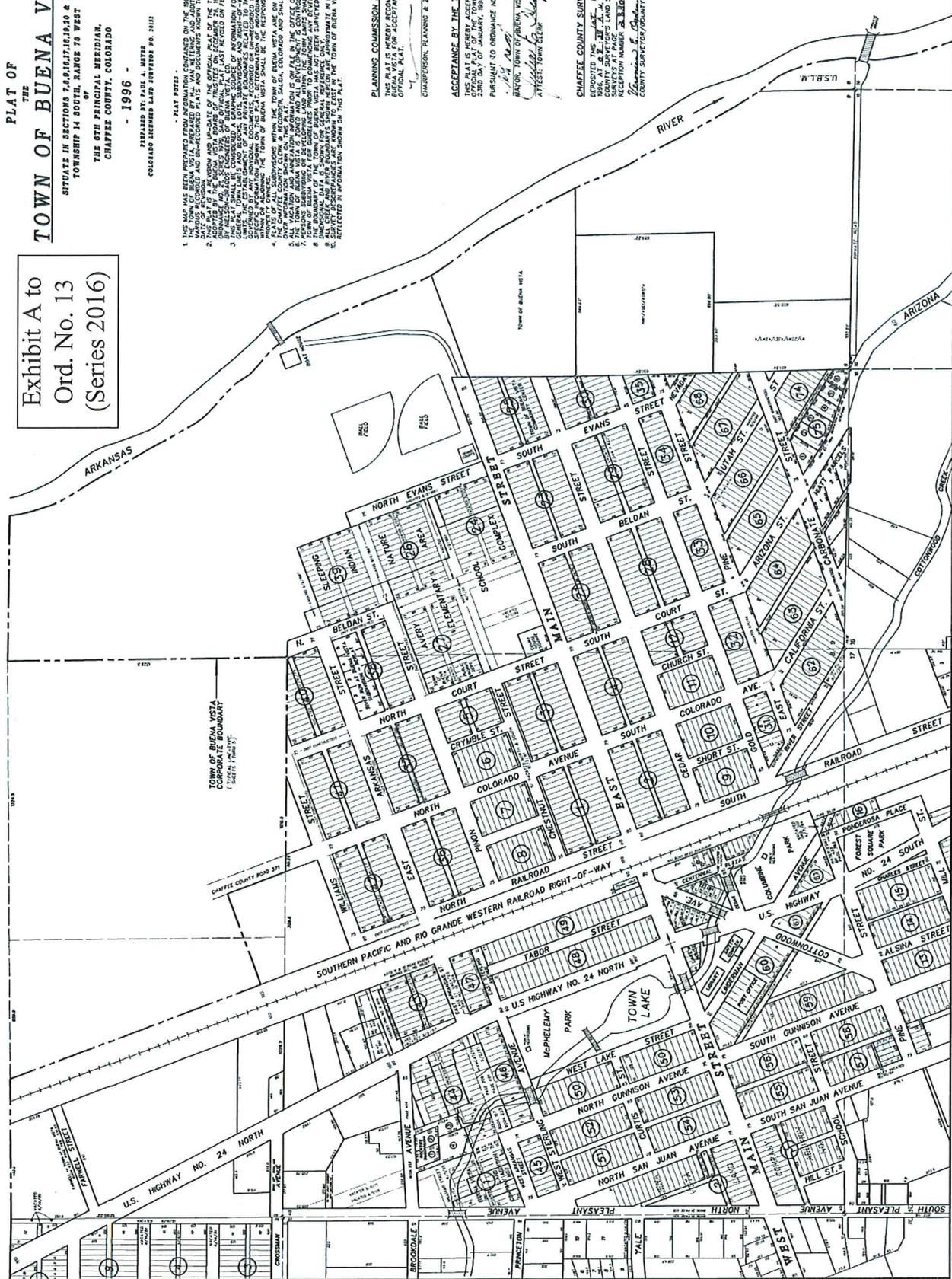
THIS PLAT IS HEREBY ACCEPTED AND APPROVED AS THE OFFICIAL PLAT OF THE TOWN OF BUENA VISTA ON THIS DATE OF RECORDATION, PURSUANT TO ORDINANCE NO. 4, SERIES 1985.

WITNESSE MY HAND AND SEAL OF OFFICE AT THE TOWN OF BUENA VISTA, COLORADO, THIS 13th DAY OF FEBRUARY, 1996.

ATTEST: TOWN CLERK

SCALE: 1" = 200'

SHEET NO. 1 OF 5
JANUARY 23, 1996



SEE SHEET NO. 3

SEE SHEET NO. 2

SEE SHEET NO. 4

BV 740

1996

PLANNING COMMISSION RECOMMENDATION: