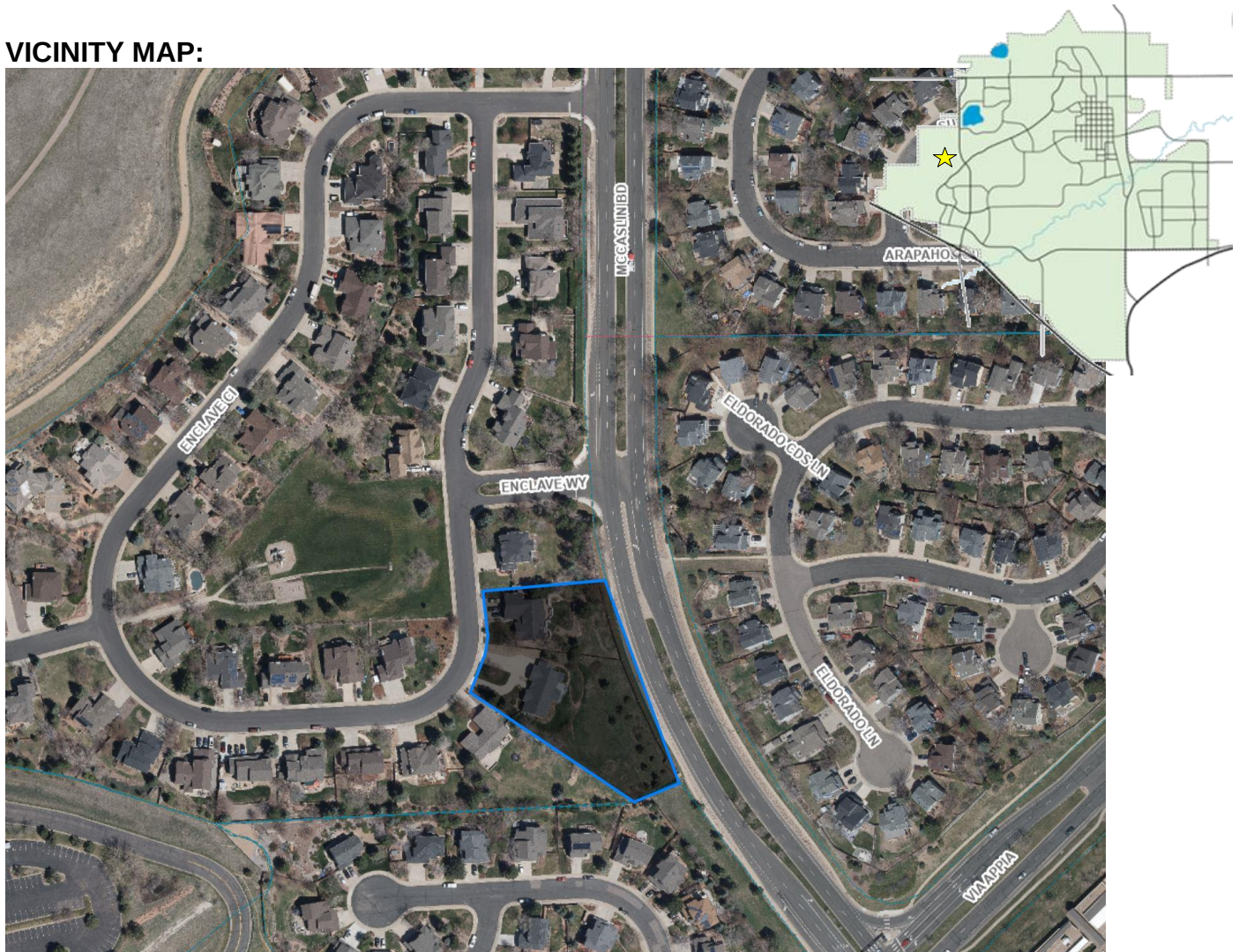


SUBJECT: **ORDINANCE NO. 1879, SERIES 2024 – AN ORDINANCE
APPROVING THE VACATION OF AN EXISTING DRAINAGE
EASEMENT ON LOTS 3 AND 4, BLOCK 1 OF THE ENCLAVE
REPLAT – 1ST READING – SET PUBLIC HEARING 8/6/24**

DATE: **JULY 16, 2024**

PRESENTED BY: **AMELIA BRACKETT, SENIOR PLANNER**

VICINITY MAP:



SUMMARY:

Attached for consideration on first reading, and to set the public hearing for August 6, 2024, is a draft ordinance to vacate a drainage easement across Lots 3 and 4, Block 1 of the Enclave Replat. New easements will be dedicated by the Third Replat of the

SUBJECT: ORDINANCE NO. 1879, SERIES 2024

DATE: JULY 16, 2024

PAGE 3 OF 3

ANALYSIS:

Louisville Public Works and utility providers have reviewed the proposed easement vacations and have no objections as part of the development application. New easements are proposed as part of the replat running in tandem with the easement vacation.

FISCAL IMPACT:

There is no anticipated fiscal impact to the City resulting from the requested easement vacation.

STAFF RECOMMENDATION:

Staff recommends approval of Ordinance No. 1879, Series 2024 on first reading, and setting second reading and the public hearing for August 6, 2024.

ATTACHMENTS:

1. Ordinance No. 1879, Series 2024

**ORDINANCE NO. 1879
SERIES 2024**

**AN ORDINANCE APPROVING THE VACATION OF AN EXISTING DRAINAGE
EASEMENT LOCATED ON LOTS 3 AND 4, BLOCK 1 OF THE ENCLAVE REPLAT**

WHEREAS, by the Enclave Replat, recorded in the Office of the Boulder County Clerk and Recorder on January 14, 1988 at Reception No. 00898171, there was a drainage easement across Lots 2 and 3, Block 1 (“the easement”); and

WHEREAS, a replat application has been approved by the City dedicating new easements under the name the Third Replat of the Enclave; and

WHEREAS, the City Council finds and determines that the easement for which vacation is requested is not and will not be needed for any public, governmental, or utility purposes; and

WHEREAS, the City Council desires to approve the application and vacate the City’s interests in the easement for which vacation is requested;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOUISVILLE, COLORADO:

Section 1. The City hereby approves the vacation of the easement across Lots 2 and 3, Block 1 which easement herein vacated is in the location further described in Exhibit A attached hereto and incorporated herein by this reference (“the easement”).

Section 2. All other ordinances or portions thereof inconsistent or in conflict with this ordinance or any portion hereof are repealed to the extent of such inconsistency or conflict.

Section 3. The Mayor and City Manager, or either of them, is authorized to execute such additional documents as may be necessary to evidence the vacation of the easement herein vacated, including but not execution of quit claim deeds.

**INTRODUCED, READ, PASSED ON FIRST READING, AND ORDERED
PUBLISHED this 16TH day of July, 2024.**

Christopher M. Leh, Mayor

ATTEST:

Meredyth Muth, City Clerk

APPROVED AS TO FORM:

Kelly PC
City Attorney

**PASSED AND ADOPTED ON SECOND AND FINAL READING, this 6th day of
July, 2024.**

Christopher M. Leh, Mayor

ATTEST:

Meredyth Muth, City Clerk

EXHIBIT "A"

SHEET 1 OF 2

LOCATED IN THE SOUTHEAST QUARTER OF SECTION 12 AND THE SOUTHWEST
QUARTER OF SECTION 7, TOWNSHIP 1 SOUTH, RANGE 69 WEST
OF THE 6TH PRINCIPAL MERIDIAN,
CITY OF LOUISVILLE, COUNTY OF BOULDER, STATE OF COLORADO

VACATION OF A FIVE FOOT (5') WIDE EASEMENT FOR DRAINAGE PURPOSES UPON, OVER AND
ACROSS LOTS 2 AND 3, BLOCK 1, AS SHOWN ON THE PLAT OF A REPLAT OF THE ENCLAVE
AS DESCRIBED IN THE RECORDS OF BOULDER COUNTY AT REC. NO. 00898171, DATED
JANUARY 14, 1988 BEING A PORTION OF THE SOUTHEAST QUARTER OF SECTION 12 AND THE
SOUTHWEST QUARTER OF SECTION 7, TOWNSHIP 1 SOUTH, RANGE 70 WEST OF THE 6TH P.M.,
CITY OF LOUISVILLE, COUNTY OF BOULDER, STATE OF COLORADO, LYING TWO AND ONE HALF
FEET (2.5') ON BOTH SIDES OF THE FOLLOWING DESCRIBED CENTERLINE:

THE COMMON LINE OF LOTS 2 & 3, AS DESCRIBED ON SAID PLAT.

SAID SIDELINES BEING SHORTENED AND LENGTHENED SO AS TO PREVENT GAPS OR OVERLAPS
WITH THE PERIMETER BOUNDARY LINES OF SAID LOTS.

THE TOTAL AREA OF VACATED EASEMENT CONTAINS 1,057 SQUARE FEET, MORE OR LESS.

I, JAMES Z. GOWAN, A LAND SURVEYOR LICENSED IN THE STATE OF
COLORADO, DO HEREBY STATE FOR AND ON BEHALF OF FLATIRONS,
INC., THAT THIS PARCEL DESCRIPTION AND ATTACHED EXHIBIT, BEING
MADE A PART THEREOF, WERE PREPARED BY ME OR UNDER MY
RESPONSIBLE CHARGE, ARE ACCURATE TO THE BEST OF MY
KNOWLEDGE, INFORMATION AND BELIEF, ARE IN ACCORDANCE WITH
APPLICABLE STANDARDS OF PRACTICE AND ARE NOT A GUARANTY OR
WARRANTY, EITHER EXPRESSED OR IMPLIED. SAID PARCEL DESCRIPTION
AND EXHIBIT WERE PREPARED AT THE REQUEST OF THE CLIENT AND
ARE NOT INTENDED TO REPRESENT A MONUMENTED LAND SURVEY OR
SUBDIVIDE LAND IN VIOLATION OF STATE STATUTE.

JAMES Z. GOWAN
COLORADO P.L.S. #29038
VICE PRESIDENT, FLATIRONS, INC.

JOB NUMBER: 24-80548
DRAWN BY: W. BECKETT
DATE: MARCH 28, 2024

THIS IS NOT A "LAND SURVEY PLAT" OR "IMPROVEMENT SURVEY PLAT" AND THIS EXHIBIT IS
NOT INTENDED FOR PURPOSES OF TRANSFER OF TITLE OR SUBDIVISIONS OF LAND. RECORD
INFORMATION SHOWN HEREON IS BASED ON INFORMATION PROVIDED BY CLIENT.

James Z.
Gowan

Digitally signed by James
Z. Gowan
DN: cn=James Z. Gowan,
o=Flatirons, Inc., ou,
email=zgowan@flatironsin
c.com, c=US
Date: 2024.03.28 10:18:11
-06'00'



Flatirons, Inc.
Land Surveying Services



3825 IRIS AVE,
SUITE 395
BOULDER, CO 80301
(303) 443-7001

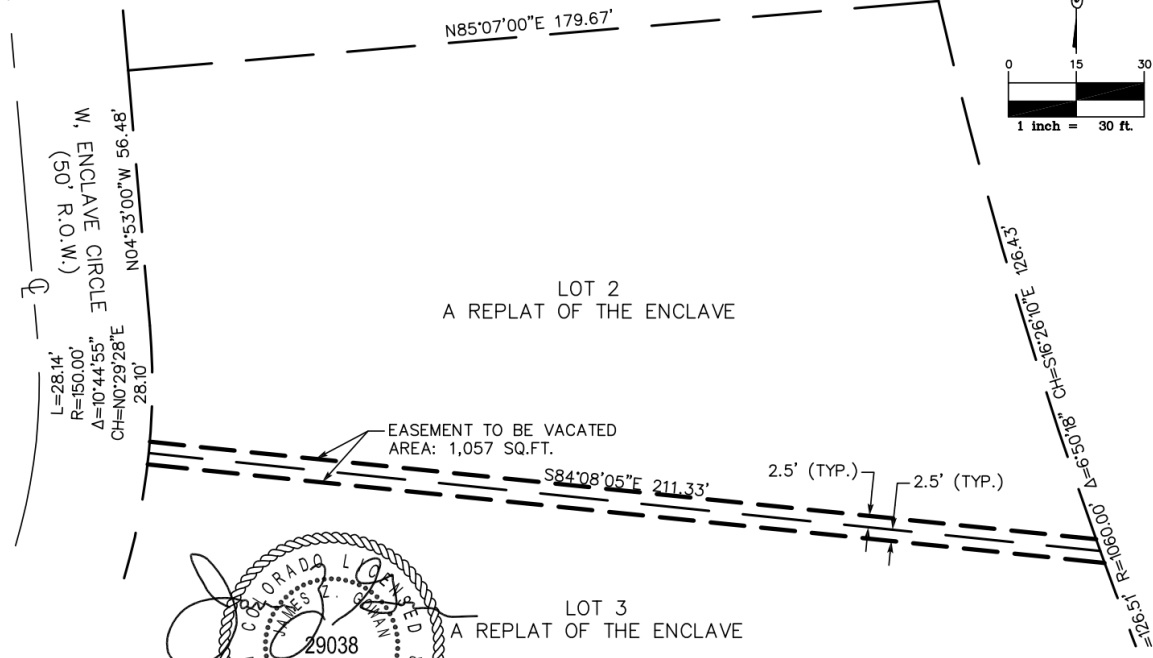
www.FlatironsInc.com

BY:WBECKETT FILE:80548-EASEMENT VACATE.DWG DATE:3/28/2024 8:50 AM

EXHIBIT "A"

SHEET 2 OF 2

LOCATED IN THE SOUTHEAST QUARTER OF SECTION 12 AND THE SOUTHWEST
QUARTER OF SECTION 7, TOWNSHIP 1 SOUTH, RANGE 69 WEST
OF THE 6TH PRINCIPAL MERIDIAN,
CITY OF LOUISVILLE, COUNTY OF BOULDER, STATE OF COLORADO



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BOULDER, CO 80301
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www.FlatironsInc.com

BY:BBECKETT FILE:80548-EASEMENT VACATE.DWG DATE:3/28/2024 10:08 AM