



**BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO**

RESOLUTION NO: 2014-21

**A RESOLUTION VACATING AN UNBUILT PORTION OF COUNTY ROAD 33 A/K/A
CAMINO DEL RIO AND CUL-DE-SAC LYING WITHIN DOS RIOS GUNNISON
HOMESITES UNIT NO. 2, A/K/A DOS RIOS SUBDIVISION, GUNNISON HOMESITES
UNIT NO. 2, COUNTY OF GUNNISON, STATE OF COLORADO**

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado (herein "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 a certain unbuilt portion of County Road 33, a/k/a Camino Del Rio, and the unbuilt cul-de-sac at the terminus of said road, lying within Dos Rios Gunnison Homesites Unit No. 2, a/k/a Dos Rios Subdivision, Gunnison Homesites Unit No. 2, County of Gunnison, State of Colorado as identified on the plat titled "Dos Rios Gunnison Home Sites Unit No. 2" recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado and as more specifically described and identified in Appendix "A" attached hereto and incorporated herein by reference; and

WHEREAS, the vacation of the above described unbuilt portion of road and 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 portion of 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 unbuilt portion of County Road 33, a/k/a Camino Del Rio, and the unbuilt cul-de-sac at the terminus of said road, lying within Dos Rios Gunnison Homesites Unit No. 2, a/k/a Dos Rios Subdivision, Gunnison Homesites Unit No. 2, County of Gunnison, State of Colorado as identified on the plat titled "Dos Rios Gunnison Home Sites Unit No. 2" recorded in the records in the Office of the Clerk and Recorder of Gunnison County, Colorado and as more specifically described and identified in Appendix "A" attached hereto shall be and hereby are vacated.



It is the specific intent of the Board that the vacation of the above described unbuilt portion of 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 the recording in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado of the following:

1. A Lot Cluster Agreement executed by Gunnison County and the owner(s) of the adjacent property clustering said property and the unbuilt portion of County Road 33, a/k/a Camino Del Rio, and the unbuilt cul-de-sac vacated by this Resolution; and
2. This Resolution.

INTRODUCED by Commissioner Chamberland, seconded by Commissioner Houck, and adopted this 5th day of August, 2014.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

By: Paula Swenson
Paula Swenson, Chairperson

By: Phil Chamberland
Phil Chamberland, Vice Chairperson

By: Jonathan Houck
Jonathan Houck, Commissioner



ATTEST:
[Signature]
Deputy County Clerk

DESCRIPTION OF VACATED PORTION



Commencing at the southwest corner of Lot 17, Dos Rios Home Sites, Unit No. 2, filed at Reception No. 252853 in the records of Gunnison County, Colorado, thence South 00°30'00" East 100.00 feet along the east boundary of the platted right of way to the POINT OF BEGINNING, thence the following courses:

1. South 00°30'00" East 158.83 feet along said east boundary;
2. 157.72 feet along the arc of a curve to the right, said curve having a radius of 50.00 feet, and a long chord bearing South 00°08'01" East 100.00 feet, along said boundary;
3. North 89°46'00" West 49.50 feet along the south boundary of said right of way to the west boundary of said Dos Rios Home Sites No. 2;
4. North 00°30'00" West 259.10 feet along said boundary;
5. South 89°46'00" East 51.15 feet to the POINT OF BEGINNING.

DOS AMIGOS HOMESITES
REC. NO. 502424 6/8/00

DOS RIOS GUNNISON HOMESITES UNIT NO. 2
REC. NO. 252853 10/2/02

CAMINO DEL RIO - COUNTY ROAD NO. 33

LOT 2

LOT 17

LOT 4

BARN

GUNNISON COUNTY
BK492 PG242

S 89°46'00" E 51.15'

KLINGSMITH PROPERTY

RECEPTION NO. 608032

7/26/11

LOT 15

VACATED PORTION

S 00°30'00" E 100.00'
S 00°00'00" E 100.00'
N 00°00'00" E 158.83'

N 89°46'00" W 259.01'

R = 50.00'
L = 157.72'

N 89°46'00" W 49.50'

EXCEPTION
1.08 ACRES
(1.31 ACRES record)

GUNNISON RIVER

COUNTY WATER MAIN



Scale: 1" = 80'

COUNTY SEWER MAIN

OWNER ACCESS DRIVE

