AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Public Hearing; Alley Vacation

Action Requested: Motion

Parties to the Agreement:

Term Begins: **Term Ends:** **Grant Contract #:**

Summary:

The applicant(s) are requesting the vacation of the alley that separates their lots. They are going to cluster the lots.

Fiscal Impact: Fees will be paid by applicant

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 db 4/1/20

Reveiwed by: GUNCOUNTY1\dBaumgarten Discharge Date: 4/1/2020 Certificate of Insurance Required Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 4/3/2020

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted: 10

Agenda Date: 4/7/2020

Revised April 2015

GUNNISON COUNTY PUBLIC WORKS DEPARTMENT

195 Basin Park Drive
Gunnison, CO 81230

NOTICE OF PUBLIC HEARING REGARDING PETITION TO VACATE A PORTION OF A CERTAIN ALLEY IN THE TOWNSITE OF IRWIN, COLORADO

The Board of County Commissioners of Gunnison County, Colorado, will hold a public hearing regarding the petition filed by Julie Adams, Chance Adams and Bruce & Wendy Adams to vacate portions of a certain alley in the Townsite of Irwin, Colorado. The portions of the alley that the petitioners seek to have vacated are described as follows:

> The alley adjacent to Lots 1-5 and 14-18, Block 19 within the boundaries of Irwin, County of Gunnison, State of Colorado.

The public hearing will be held on **April 7, 2020, at 9:00 a.m. in the Commissioners Room, Gunnison County Courthouse, 200 East Virginia Avenue, Gunnison, Colorado.** The public is invited to attend and participate.

/s/ Marlene Crosby
Public Works Director

Gunnison Country Times: Publish as a Legal Notice for the weeks of 3/16/20 and 3/23/20.

January 31, 2020

Julia Adams - Primary Representative
PO Box 3642
Crested Butte, CO 81224
(970) 946-2916

Chance Adams
280 Orchard St.
Golden, CO 80401
(970) 946-4750

Bruce & Wendy Adams
PO Box 1911
Arboles, CO 81121
(970) 946-7147
(970) 883-2618

To Whom It May Concern:

Please be advised that this letter is to serve as application for the request of the vacation of the alley running between Lots 1-5, 14-18 in Block 19 of the townsite in Irwin, Colorado, to the land owners Julia, Chance, Bruce and Wendy Adams. Surrounding parcel numbers in reference are #3179-340-04-010, #3179-340-04-007, and #3179-340-04-006. The proposed section of alley runs southwest from Ave. G, bisecting Block 19, through Lots 1-5, 14-18.

Attached you will find copies of the following:

- Site map showing the location of the alley section to be vacated, which includes names and addresses of all adjacent property owners
- Survey of adjacent properties and street right-of-way by Colorado licensed surveyor Norman Whitehead
- Letters of consent from applicable utility companies whom we contacted

Thank you for your consideration and we look forward to hearing from you.

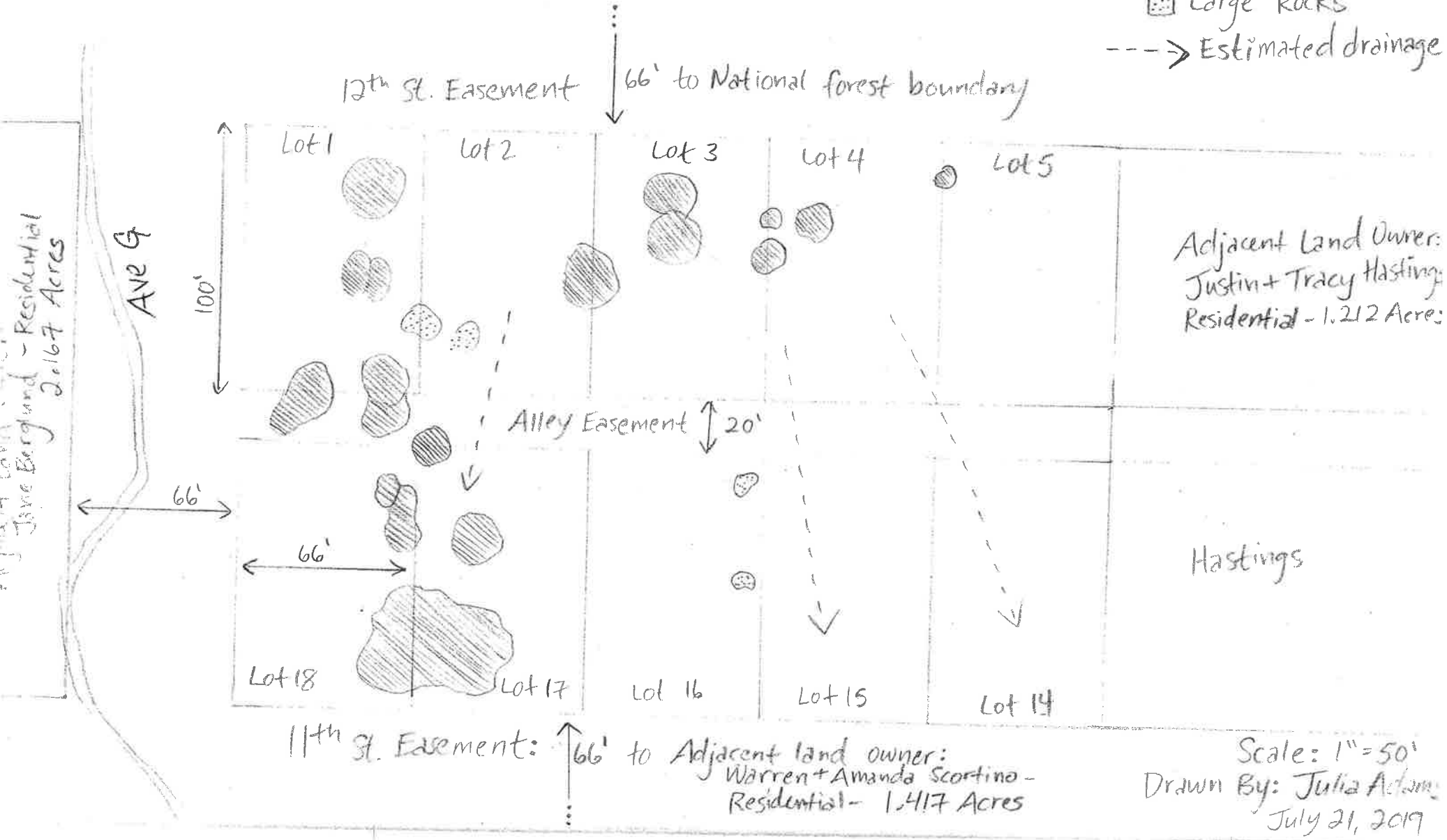
Respectfully,

Julia Adams

Irwin, Colorado
Block 19
Vacant Land
Lots 1-5, 14-18

Parcel #3179-340-04-010, #3179-340-04-007, #3179-340-04-006
Acrage: 1.212 , 0.152 , 0.152
Total: 1.516

KEY
Existing Vegetation
Large Rocks
---> Estimated drainage

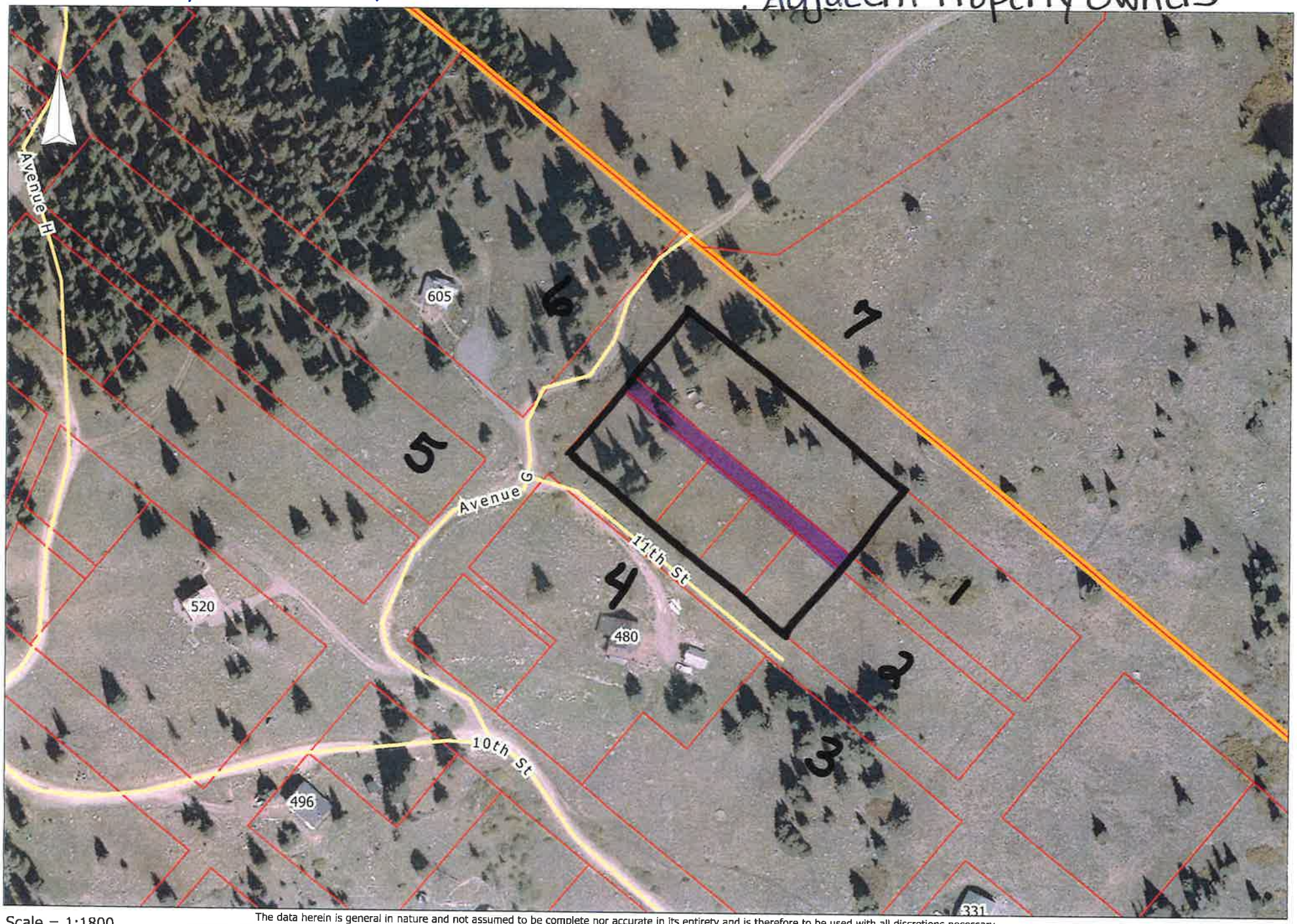


Scale: 1" = 50'
Drawn By: Julia Adam
July 21, 2019

Adams Alley Vacation Request

= requested alley vacation

Adjacent Property Owners



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The data herein is general in nature and not assumed to be complete nor accurate in its entirety and is therefore to be used with all discretions necessary.
The data portrayed should not be relied upon to establish legal title, boundary lines, the precise location of improvements, ownership, maintenance, easements or public right-of-ways.

Monday, March 23, 2020

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

RESOLUTION NO: 2020-____

A RESOLUTION VACATING A CERTAIN PORTION OF ALLEY LYING WITHIN THE TOWNSITE OF IRWIN, 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 an alley lying within the Townsite of Irwin, County of Gunnison, State of Colorado described as follows:

> That certain portion of alley adjacent to Lots 1 through 5, inclusive, and Lots 14 through 18, inclusive, Block 19, lying within the Townsite of Irwin, according to the official plat recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on September 6, 1894, bearing Reception No: 70551; and

WHEREAS, the vacation of the above described portion of alley lying within the Townsite of Irwin, 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 alley lying within the Townsite of Irwin; 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 certain portion of alley lying within the Townsite or Irwin, County of Gunnison, State of Colorado described as follows shall be and hereby is vacated:

> That certain portion of alley adjacent to Lots 1 through 5, inclusive, and Lots 14 through 18, inclusive, Block 19, lying within the Townsite of Irwin, according to the official plat recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado on September 6, 1894, bearing Reception No: 70551.

It is the specific intent of the Board that the vacation of the above described portion of alley lying within the Townsite of Irwin 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. The Lot Cluster Agreement executed by Gunnison County and the owner(s) of the respective adjacent property clustering said property and the above described portion of alley lying within the Townsite of Irwin, County of Gunnison, State of Colorado; and

2. This Resolution.

INTRODUCED by Commissioner _____, seconded by Commissioner _____, and adopted this _____ day of _____, 2020.

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO

By: _____
Jonathan Houck, Chairperson

By: _____
John Messner, Vice Chairperson

By: _____
Roland Mason, Commissioner

ATTEST:

_____
Deputy County Clerk

GUNNISON COUNTY PUBLIC WORKS DEPARTMENT

195 Basin Park Drive
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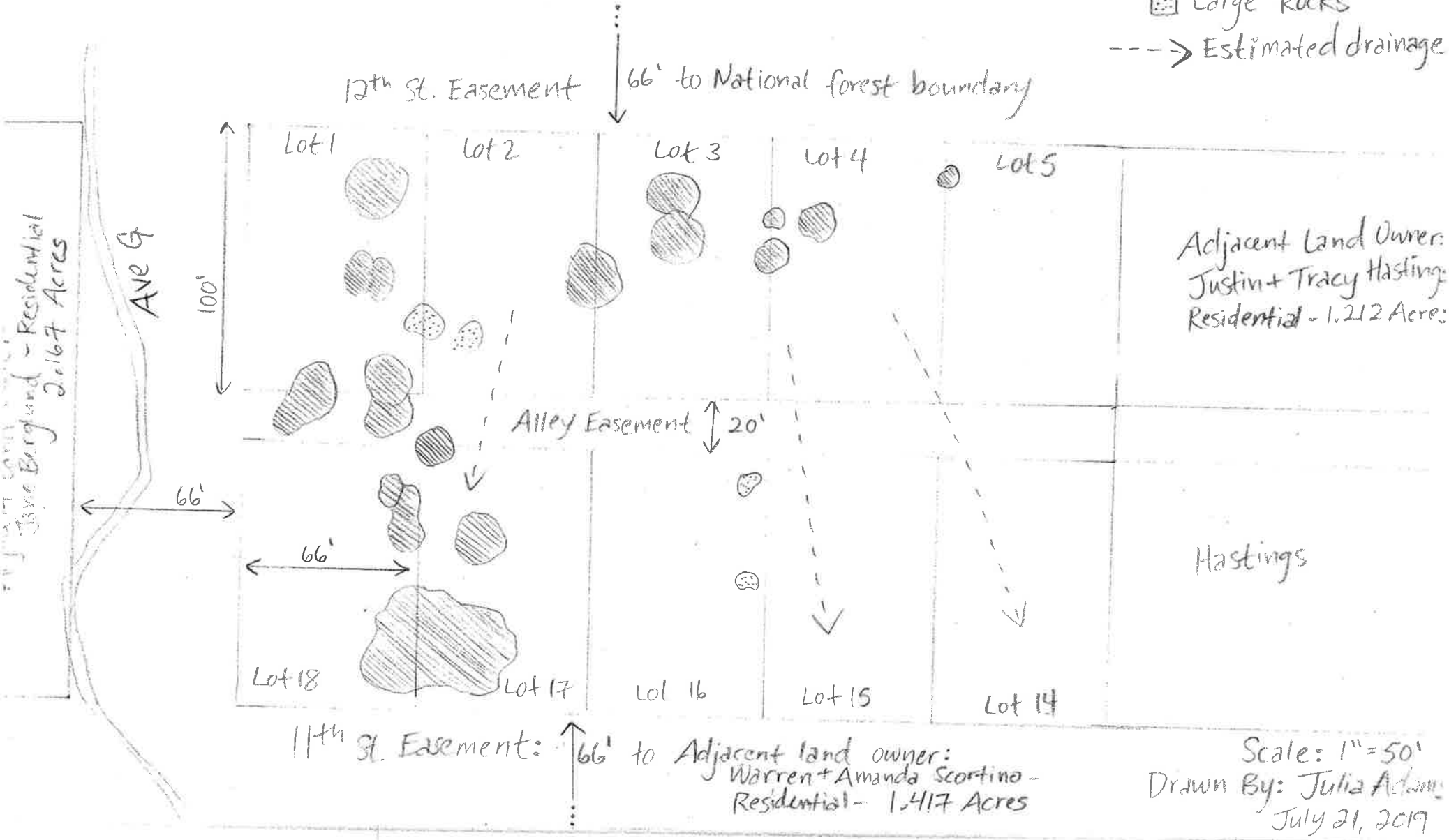

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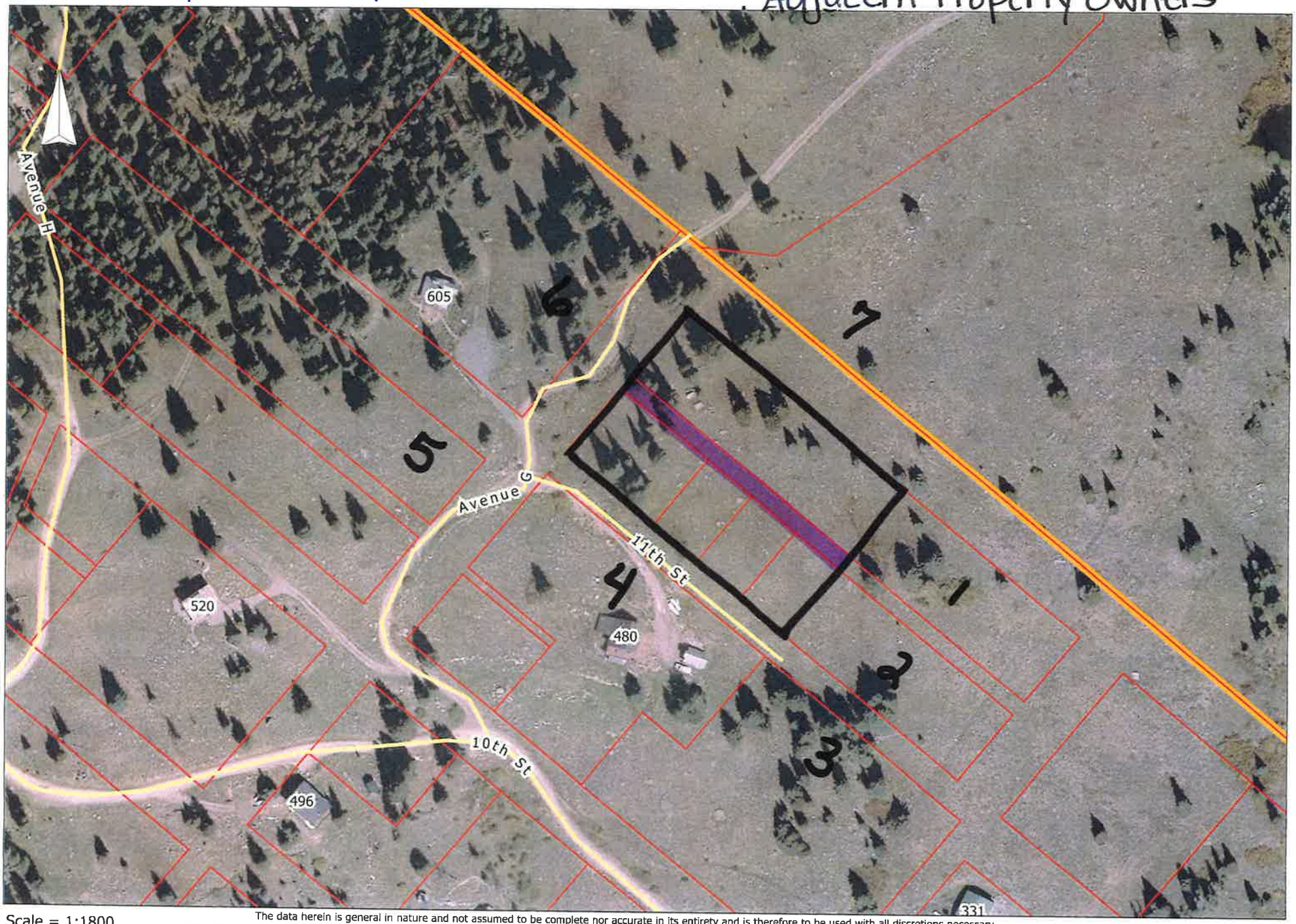

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