

# CITY OF WOODLAND PARK, COLORADO

## ORDINANCE NO. 1463, SERIES 2023

### AN ORDINANCE VACATING THAT PORTION OF MIDLAND AVENUE RIGHT-OF-WAY BETWEEN HIGHWAY 67 AND BURDETTE STREET AND ESTABLISH A PUBLIC ACCESS AND GENERAL UTILITY EASEMENT IN WOODLAND PARK, TELLER COUNTY, COLORADO.

WHEREAS, the City Council, after public hearing with notice as required by law, finds that it is in the best interest of the citizens of the City of Woodland Park to grant the requested vacation; and

WHEREAS, no land adjoining the public right-of-way requested to be vacated would be left, by reason of this vacation, without an established public road or public access easement connecting said land with another established public road.

NOW, THEREFORE, THE CITY OF WOODLAND PARK, COLORADO, ORDAINS:

That the Ordinance entitled "AN ORDINANCE VACATING THAT PORTION OF MIDLAND AVENUE BETWEEN HIGHWAY 67 AND BURDETTE STREET AND ESTABLISH A PUBLIC ACCESS AND GENERAL UTILITY EASEMENT IN WOODLAND PARK, TELLER COUNTY, COLORADO," be and is hereby adopted as follows:

Section 1. The portion of the right of way labeled Midland Avenue as shown in Exhibit A is hereby vacated by the City of Woodland Park.

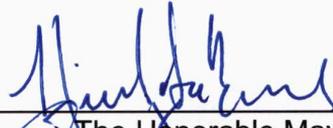
Section 2. A public access and general utility easement be established in the vacated area and the ROW Vacation Exhibit must label the vacated area as "Public Access and General Utility Easement".

Section 3. The applicant must add a note to the ROW Vacation Exhibit that states: "All improvements within the easement are the property owner's responsibility. If those improvements are removed in the event of a repair or maintenance on one of the utilities, it will be the responsibility of the property owner to replace said improvements (to include concrete, asphalt, fences etc.)"

Section 4. Property Owner Maintenance Agreement must be reviewed and approved by the City of Woodland Park prior to recording.

Section 5. This Ordinance shall be in full force and effect from and after its publication as required by law.

PASSED BY CITY COUNCIL SECOND ANNUAL Rzt FOLLOWING  
PUBLIC HEARING THIS 17 DAY OF NOVEMBER, 2023.



The Honorable Mayor Hilary LaBarre

ATTEST:



City Clerk Suzanne Leclercq

ORDINANCE 1463, SERIES 2023 - EXHIBIT A

L CLIFFORD LOT2  
ADorroN FILING NJ. 2  
REC. f'h 67Q380

