

CITY OF STEAMBOAT SPRINGS, COLORADO

ORDINANCE NO. 2396

AN ORDINANCE VACATING A UTILITY EASEMENT LOCATED ON DOWNTOWN RIVERVIEW SUBDIVISION LOT B, PL20230265.

WHEREAS, in accordance with Chapter 20, Art. I, Div. 3 of the Steamboat Springs Revised Municipal Code, the owners of Downtown Riverview Subdivision Lot B propose to vacate a portion of a utility easement within Downtown Riverview Subdivision Lot B (the "Property") as outlined in the legal description in Exhibit A; and

WHEREAS, the City Staff and Utility providers have reviewed the request and determined that the portion of the easement may be vacated; and

WHEREAS, the City Council finds that the property includes remaining easements to serve the existing uses; and

WHEREAS, the City Council finds that vacating the proposed portion of the utility easement will not harm the public interest.

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

SECTION 1. That the portion of the utility easement within Downtown Riverview Subdivision Lot B as described and depicted in Exhibit A is hereby vacated.

SECTION 2. That pursuant to Section 7-11 of the Charter of the City of Steamboat Springs, Colorado, the second publication of this ordinance may be by reference, utilizing the ordinance title.

SECTION 3. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of this Ordinance.

SECTION 4. The City Council hereby finds, determines and declares that this ordinance is necessary for the immediate preservation of the public peace, health, and safety.

SECTION 5. This Ordinance shall take effect upon the later of the expiration of 30 days after its publication following final passage, as provided in

Section 13.6 of the Steamboat Springs Home Rule Charter, or the recording of this Ordinance at the Routt County Clerk and Recorder.

SECTION 6. A public hearing on this ordinance shall be held on October 17, 2023, at 5:00 P.M. in the Citizens Hall meeting room, Centennial Hall, Steamboat Springs, Colorado.

INTRODUCED, READ AND ORDERED published, as provided by law, by the City Council of the City of Steamboat Springs, at its regular meeting held on the 10th day of October, 2023.

**Robin Crossan, President
Steamboat Springs City Council**

ATTEST:

**Julie Franklin, CMC
City Clerk**

FINALLY READ, PASSED, AND APPROVED this 17th day of October, 2023.

**Robin Crossan, President
Steamboat Springs City Council**

ATTEST:

**Julie Franklin, CMC
City Clerk**

PROPERTY DESCRIPTION

UTILITY EASEMENT VACATION

A UTILITY EASEMENT TO BE VACATED, BEING THAT UTILITY EASEMENT OVER AND ACROSS A PORTION OF LOT B, DOWNTOWN RIVERVIEW SUBDIVISION, AS RECORDED UNDER RECEPTION NO. 795286 AND AS FILE NO. 14362 IN THE ROUTT COUNTY RECORDS; LOCATED IN THE NORTHEAST 1/4 OF SECTION 17, TOWNSHIP 6 NORTH, RANGE 84 WEST OF THE 6TH PRINCIPAL MERIDIAN; CITY OF STEAMBOAT SPRINGS, COUNTY OF ROUTT, STATE OF COLORADO; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS:

A PORTION OF THE NORTHERLY BOUNDARY OF LOT B, DOWNTOWN RIVERVIEW SUBDIVISION, RECEPTION NO. 795286, FILE NO. 14362, BEARING S51°24'45"E BASED ON NAD83(2001) COLORADO NORTH COORDINATE SYSTEM.

COMMENCING AT THE EASTERLY PROPERTY CORNER OF LOT B, DOWNTOWN RIVERVIEW SUBDIVISION, RECEPTION NO. 795286, FILE NO. 14362;

THENCE S33°20'03"W A DISTANCE OF 30.06 FEET;

THENCE ALONG THE ARC OF A TANGENT CURVE TO THE RIGHT HAVING RADIUS OF 51.00 FEET, A CENTRAL ANGLE OF 5°15'17", AND AN ARC LENGTH OF 4.68 FEET, THE CHORD OF WHICH BEARS S35°57'42"W, A DISTANCE OF 4.68 FEET;

THENCE S38°35'20"W A DISTANCE OF 26.44 FEET TO THE NORTHEASTERLY CORNER OF SAID UTILITY EASEMENT, SAID CORNER BEING THE POINT OF BEGINNING;

THENCE S38°35'20"W, ALONG THE EASTERLY BOUNDARY OF SAID LOT B, A DISTANCE OF 20.01 FEET;

THENCE N52°44'55"W A DISTANCE OF 30.27 FEET

THENCE N37°15'05"E A DISTANCE OF 20.00 FEET

THENCE S52°44'55"E A DISTANCE OF 30.74 FEET TO THE POINT OF BEGINNING

CONTAINING A CALCULATED AREA OF 610± SQUARE FEET

SURVEYORS STATEMENT

I, ANDREW J. SUMMERS, A LICENSED SURVEYOR IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE ABOVE PROPERTY DESCRIPTION AND ATTACHED EXHIBIT WERE PREPARED UNDER MY RESPONSIBLE CHARGE, AND ON THE BASIS OF MY KNOWLEDGE AND BELIEF, ARE CORRECT.

ANDREW J. SUMMERS, LICENSED LAND SURVEYOR
COLORADO LS NO. 38569
FOR AND ON BEHALF OF LANDMARK CONSULTANTS, INC.
STEAMBOAT SPRINGS, CO 80477



NOTE:
THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED SURVEY.
IT IS INTENDED ONLY TO DEPICT THE UTILITY EASEMENT.



www.landmark-co.com

PROJECT: 2487-005

DATE: 5/17/23

DRAWN BY: PDP

CHECKED BY: AJS

EXHIBIT

UTILITY EASEMENT VACATION
LOCATED IN THE NE 1/4 OF SECTION 17
TOWNSHIP 6 NORTH, RANGE 84 WEST, 6TH P.M.
CITY OF STEAMBOAT SPRINGS, COUNTY OF ROUTT,
STATE OF COLORADO

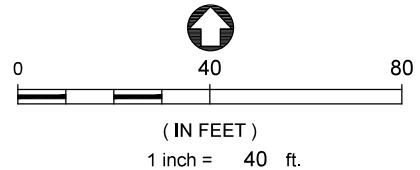
SHEET

1

Of 2 Sheets

LIST OF XREFS: [xBorder-8x11] [2487-005-xBdry]

LOT 1, 2, 3 & THE EAST HALF OF
LOT 4, BLOCK 25, ORIGINAL TOWN
OF STEAMBOAT SPRINGS



NOTE:
THIS EXHIBIT DOES NOT
REPRESENT A MONUMENTED
SURVEY. IT IS INTENDED ONLY
TO DEPICT THE ATTACHED
PROPERTY DESCRIPTION.

BASIS OF
BEARINGS

LOT B
DOWNTOWN RIVERVIEW
RECEPTION NO. 795286
FILE NO. 14362
38,585± SF
0.89± AC

ALLEY
20' ROW

3RD STREET
80' ROW

S51° 24' 20"E
24.09'

POINT OF
COMMENCEMENT

S33° 20' 03"W
30.06'

Δ=5°15'17"
R=51.00
L=4.68
CH=S35°57'42"W
4.68'

POINT OF BEGINNING

S38° 35' 20"W
20.01'

S38° 35' 20"W
26.44'

S52° 44' 55"E
30.74'

N37° 15' 05"E
20.00'

UTILITY EASEMENT
RECEPTION NO. 795286
CONTAINING 610± SQ FT
TO BE VACATED

N52° 44' 55"W
30.27'

RIVERVIEW WAY
53' SHARED ROW EASEMENT

DOWNTOWN RIVERVIEW FLG. NO. 2

LOT C1-5

LOT C1-6

OPEN SPACE
DOWNTOWN
RIVERVIEW
SUBDIVISION



www.landmark-co.com

PROJECT: 2487-005

DATE: 5/17/23

DRAWN BY: PDP

CHECKED BY: AJS

EXHIBIT

UTILITY EASEMENT VACATION
LOCATED IN THE NE 1/4 OF SECTION 17
TOWNSHIP 6 NORTH, RANGE 84 WEST, 6TH P.M.
CITY OF STEAMBOAT SPRINGS, COUNTY OF ROUTT,
STATE OF COLORADO

SHEET

2

Of 2 Sheets