ORDINANCE NO. 052, 2014
OF THE COUNCIL OF THE CITY OF FORT COLLINS
VACATING SCOTT AVENUE RIGHT-OF-WAY AS DEDICATED
AT BOOK 1174, PAGE 543 OF THE LARIMER COUNTY RECORDS

WHEREAS, by deed recorded in Book 1174, at Page 543 of the Larimer County Colorado Records, a right-of-way was dedicated to the public for Scott Avenue; and

WHEREAS, Scott Plaza, LLC has requested that the City vacate this public right-of-way; and

WHEREAS, said portion of right-of-way is no longer necessary or desirable to retain for street purposes; and

WHEREAS, City agencies and private utility companies have been contacted and have reported no objection to the proposed vacation, provided that an access easement, utility easement, and emergency access easement be reserved unto the City; and

WHEREAS, the right of the residents of the City will not be prejudiced or injured by the vacation of said street right-of-way.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that the Scott Avenue street right-of-way, more particularly described on Exhibit "A", attached hereto and incorporated herein by this reference, is hereby vacated, abated and abolished; provided, however, that:

1) this vacation shall not take effect until this Ordinance is recorded by the City Clerk with the Larimer County Clerk and Recorder; and

2) this Ordinance shall be recorded by the City Clerk concurrently with the recording of the subdivision plat for the development known as “Scott Plaza”; and

3) if this Ordinance is not so recorded by January 9, 2017, then this Ordinance shall become null and void and of no force and effect.

Introduced, considered favorably on first reading, and ordered published this 1st day of April, A.D. 2014, and to be presented for final passage on the 15th day of April, A.D. 2014.

_____
Mayor

ATTEST:

_____
City Clerk

Passed and adopted on final reading on the 15th day of April, A.D. 2014.

_____
Mayor

ATTEST:

_____
City Clerk

Exhibit A

NORTHERN
ENGINEERING

RIGHT-OF-WAY VACATION EXHIBIT (Scott Avenue)

A portion of right-of-way to be vacated located in the Northeast Quarter of Section 15, Township 7 North, Range 69 West of the 6th Principal Meridian, City of Fort Collins, County of Larimer, State of Colorado being more particularly described as follows:

Considering the South line of the Northeast Quarter of Section 15 as bearing North 89° 04' 20" West and with all bearings contained herein relative thereto:

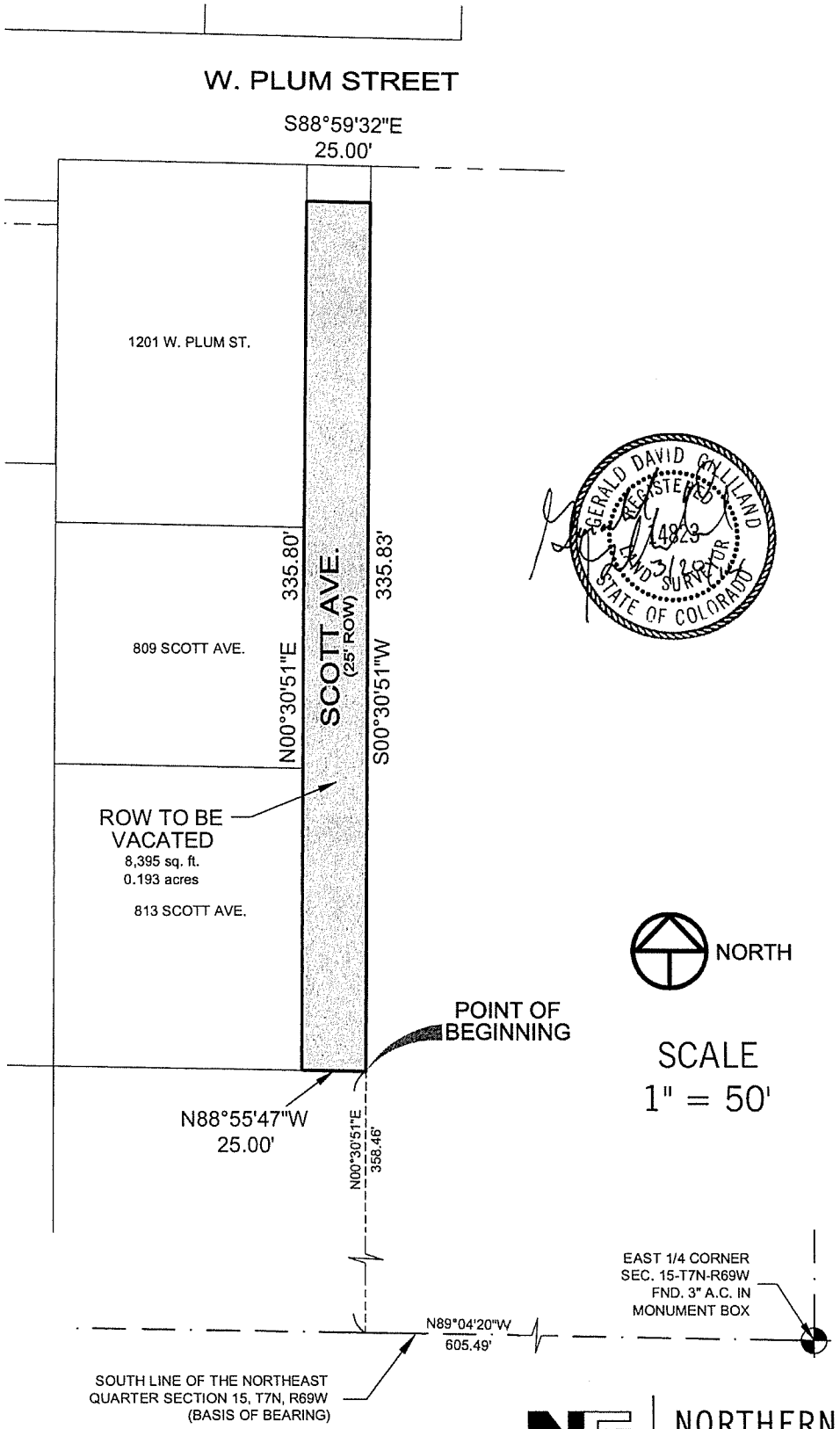
Commencing at the East Quarter corner of said Section 15; thence North 89° 04' 20" West, 605.49 feet; thence North 00° 30' 51" East, 358.46 feet to a point on the East right-of-way line of Scott Avenue, said point being the **POINT OF BEGINNING**; thence, North 88° 55' 47" West, 25.00 feet; thence North 00° 30' 51" East, 335.80 feet; thence, South 88° 59' 32" East, 25.00 feet; thence, South 00° 30' 51" West, 335.83 feet to the Point of Beginning, containing 8,395 square feet or 0.193 acres more or less.

November 25, 2013
LMS
S:\Survey Jobs\948-001\Dwg\Exhibits\948-001 ROW Description Scott Ave.doc

GERALD DAVID WILLIAND
REGISTERED
14828
LAND SURVEYOR
STATE OF COLORADO

EXHIBIT A

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 7 NORTH, RANGE 69 WEST OF THE 6th P.M., CITY OF FORT COLLINS, COUNTY OF LARIMER, STATE OF COLORADO



S:\Survey Jobs\948-001\Dwg\Exhibits\948-001 ROW Exhibits.dwg, 11/25/2013 11:11:22 AM, 1:1