

RESOLUTION NO. 35

SERIES NO. 2017

RESOLUTIONS OF THE CRESTED BUTTE TOWN
COUNCIL APPROVING THE UTILITY EASEMENT
ADJUSTMENT FOR BLOCK 79, LOT 1

WHEREAS, the Town of Crested Butte, Colorado (the "**Town**") is a home rule municipality duly and regularly organized and now validly existing as a body corporate and politic under and by virtue of the Constitution and laws of the State of Colorado;

WHEREAS, pursuant to Chapter 16 of the Crested Butte Municipal Code, the Town Council may approve, among other things, plats, replats, and the adjustment of easement interests in property;

WHEREAS, the original Replat of Block 79 and 80, Reception #639098, included an easement for access through Lot 1 Block 79 to Lot 3 Block 79.

WHEREAS, the owners of Lot 3 have since designed their property to not use the platted easement for access, and Lot 3 will no longer be using the easement.

WHEREAS, the owners of Lot 3 have requested in conjunction with the future owners of Lot 1 to reduce the easement from 15' to 12', which will allow an additional three feet of separation from the main house to the garage for the future owners of Lot 1.

WHEREAS, the Town Staff have worked cooperatively with the owners of Lot 3 and Lot 1 on the Easement Adjustment and have recommended to the Town Council that it approve the Easement Adjustment for the Subject Property; and

WHEREAS, the Town Council finds hereby that approving the Easement Adjustment of the Subject Property, as recommended by Town staff and the Town Attorney, is in the best interest of the health, safety and welfare of the Town, its residents and visitors.

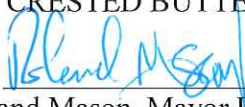
NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT:

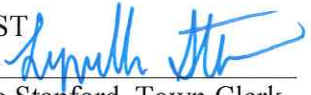
1. **Findings.** The Town Council hereby finds that Easement Adjustment the Subject Property is in public interest. The Town staff report relative to such matters is incorporated herein as supporting findings.
2. **Authorization of Mayor.** Based on the foregoing, the Town Council hereby authorizes the Mayor to approve the Easement Adjustment in substantially the same form as attached hereto as **Exhibit "A"** upon proper execution of the amending

documents by all parties with an interest therein as approved by the Town Attorney, and recording of the amending documents with the Gunnison County Clerk and Recorder.

INTRODUCED, READ AND ADOPTED BEFORE THE TOWN COUNCIL
THIS 19th DAY OF June, 2017.

TOWN OF CRESTED BUTTE

By: 
Roland Mason, Mayor Pro Tem

ATTEST 
Lynelle Stanford, Town Clerk

(SEAL)



EXHIBIT "A"

[attach copy of Easement Adjustment Lot 1, Block 79, Town of Crested Butte]

**EXHIBIT A - EASEMENT ADJUSTMENT
LOT 1, BLOCK 79, TOWN OF CRESTED BUTTE**

5/16/17

