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**ORDINANCE NO. 17**

**SERIES 2000**

**AN ORDINANCE VACATING THE EAST TWENTY FEET (E20') OF THE SOUTH FOUR HUNDRED SEVENTY-ONE FEET (S471') OF NINTH STREET, IN THE TOWN OF CRESTED BUTTE.**

**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; and

**WHEREAS**, Verzuh Ranch Inc., a Colorado corporation, has submitted a Petition for Annexation (hereafter "Petition") to the Town of Crested Butte for the annexation of a tract of land known as the Verzuh Ranch and an application to subdivide that tract (hereafter "Application"); and

**WHEREAS**, the proposed annexation would result in the conveyance to the Town of Crested Butte of approximately 19 acres of land donated to the Town, as well as the dedication to the Town of trails, river access and other amenities; and

**WHEREAS**, agreements have been entered into between the Town and Verzuh Ranch, Inc. in connection with the proposed annexation, of which the conveyances and dedications to the Town, and the vacation of the instant property are a part; and

**WHEREAS**, the Petition and Application contemplate subdividing a portion of the tract that is currently platted as a part of Ninth Street; and

**WHEREAS**, in return for the proposed conveyances and dedications to the Town, and as part of an annexation agreement between the Verzuh Ranch, Inc. and the Town in connection with the annexation of the property known as the Verzuh Ranch, and in order for the proposed subdivision to conform to the Street Standards in the Town of Crested Butte, Municipal Code Subdivision Regulations with respect to width and alignment, it is appropriate that the area more properly described as the East Twenty Feet (E20') of the South Four Hundred Seventy-One Feet (S471') of Ninth Street, Town of Crested Butte, County of Gunnison, State of Colorado, be vacated, and that title to the vacated portion of Ninth Street vest in Verzuh Ranch, Inc., the owner of the land abutting such vacated portion; and

**WHEREAS**, Article 14, Section 14-4 of the Crested Butte Municipal Charter enables the Town Council to dispose of real property currently in use for public purposes; and

**WHEREAS**, the Town Council hereby finds that it is in the best interests of the Town, in consideration of the proposed conveyances and dedications to the Town, and as part of an annexation agreement between the Verzuh Ranch, Inc. and the Town in connection with the annexation of the property known as the Verzuh Ranch, to vacate that area, more properly described as the East Twenty Feet (E20') of the South Four Hundred Seventy-One Feet (S471') of Ninth Street, Town of Crested Butte, County of Gunnison, State of Colorado.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT,**

**Section 1.** Vacation of a Portion of Ninth Street. In consideration of the proposed conveyances and dedications to the Town of Crested Butte, and as part of an annexation agreement between the Verzuh Ranch, Inc. and the Town in connection with the annexation of the property known as the Verzuh Ranch, the Town of Crested Butte hereby vacates the East Twenty Feet (E20') of the South Four Hundred Seventy-One Feet (S471') of Ninth Street, Town of Crested Butte, County of Gunnison, State of Colorado.

**Section 2.** Savings Clause. Any provision of any ordinance previously adopted by the Town of Crested Butte which is in conflict with this ordinance is hereby repealed as of the enforcement date hereof.

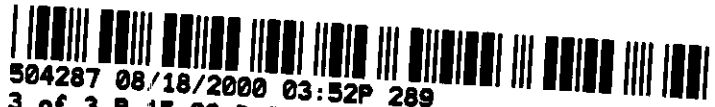
**INTRODUCED, AND FIRST READ BEFORE THE TOWN COUNCIL THIS** 17<sup>th</sup>  
**DAY OF** July, 2000.

**ADOPTED BY THE TOWN COUNCIL UPON SECOND READING AND PUBLIC HEARING THIS** 7<sup>th</sup> **DAY OF** August, 2000.

TOWN OF CRESTED BUTTE, COLORADO

By:

Linda Powers  
Linda Powers, Mayor



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ATTEST:

*[Handwritten Signature]*  
Lynda Jackson Retito, Town Clerk



CREATED BUTLER CO. 8/18/00  
P.O. BOX 187  
DAVID JENSON & ASSOCIATES  
ATLANTA, GA 30303