

Resolution 75-2022

WHEREAS, pursuant to Colorado Revised Statutes 43-2-303 the Board of County Commissioners may divest all right, title, or interest of the County to a dedicated road by adoption of a Resolution to that effect, if no reply to notices sent to all of the road users, then notice of public hearing will be posted and held to consider a roadway vacation; and

WHEREAS, the Town of Platner was recorded on April 10, 1920 in Book 2 Page 38 in the Office of the Washington County Clerk and Recorder; and

WHEREAS pursuant to the aforementioned statutory mandates the Board received a request from Jodie Leonhard dated February 14, 2022 to vacate Pollard Street, specifically Lots 1 through 4, in Blocks 1 and 2 and twenty feet (20') from the west side of the street adjacent to Lot 5, Blocks 1 and 2, leaving 40 feet (40') of street between the lots and twenty feet (20') of the east side adjacent to Lot 6, Block 1. Also, to be vacated, the portion of Prescott Street adjacent to Lot 6, Block 1, specifically ten feet (10') from the north side of Prescott Street adjacent to Lot 6, Block 1.

WHEREAS, the dedicated road is not in use; and

WHEREAS, applicants are the owner of the Southwest side of the dedicated roadway that was dedicated to Washington County; and

WHEREAS, the owners of the Northwest and East side of the dedicated roadway were notified of this vacation and has not indicated any objection; and

WHEREAS, the Board has reviewed this matter on this date and has no reason not to grant the vacation of the dedicated but underutilized roadway based upon the information made available to them.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, as follows:

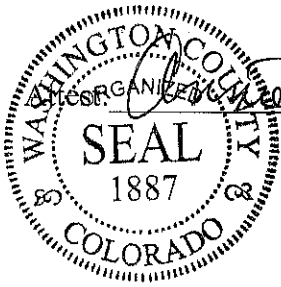
1. By adoption of this Resolution and pursuant to the authority vested onto the Board by Colorado Revised Statutes 43-2-301 et.seq., having been fully advised, the Board hereby vacates the dedicated but underutilized roadway as may have been granted to the County as set forth in the Washington County Clerk and Recorder records and Platner subdivision plat and / or any other County records evidencing interests of Washington County in said roadway.

2. Pursuant to C.R.S. 43-2-302, ownership of the real property created by the adoption of this resolution, shall vest to the property owners abutting the vacated roadway.

3. The Clerk to the Board is hereby directed to record this Resolution and forward a copy to the aforementioned property owner who filed the application for vacation and to the Washington County Assessor so that the Washington County land records may be changed to reflect the action taken by the Board on this date.

4. Title shall vest immediately upon vacation.

The foregoing Resolution was presented at a regular meeting of the Washington County Commissioners held on the 2nd day of August, 2022 by Commissioner Wells who moved its adoption. The motion was seconded by Commissioner Laybourn and on roll call vote, all votes being yes, the resolution was adopted.



Chris Keys

NT RVR
Chairman

Tony M. Wells
Commissioner

Dea Ann Laybourn
Commissioner