

**PALMER LAKE, COLORADO  
ORDINANCE NO. 7 OF 2008**

**AN ORDINANCE VACATING A PORTION OF CLIO AND EL MORO AVENUES,  
PALMER LAKE, COLORADO**

WHEREAS, THE TOWN OF PALMER LAKE HAS RECEIVED A REQUEST FROM THE OWNERS OF THE ADJACENT PROPERTY TO VACATE PORTIONS OF CLIO AVENUE AND EL MORO AVENUE, PALMER LAKE, EL PASO COUNTY, COLORADO; AND

WHEREAS, THE TOWN OF PALMER LAKE HAS REVIEWED THE PROPOSED APPLICATION AND DETERMINES THAT NO HARM WOULD ARISE TO ANY ADJOINING LAND OWNER; AND

WHEREAS THE TOWN OF PALMER LAKE HAD DETERMINED THAT CERTAIN UTILITY IMPROVEMENTS AND DRAINAGE RIGHTS OF WAY LIE WITHIN THE PROPOSED VACATION;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE, EL PASO COUNTY, COLORADO, AS FOLLOWS:

Section 1. The town of Palmer Lake vacates those portions of Clio Avenue and El Moro Avenue more fully described in attached Exhibit A reserving, however, a right of way or easement for utilities and drainage.

Section 2. Severability. It is hereby declared to be the intention of the Board of Trustees of the Town of Palmer Lake that the sentences, clauses and phrases of this ordinance are severable, and if any sentence, clause or phrase of this ordinance be declared unconstitutional or invalid by the valid judgment or decree of Court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining sentences, clauses or phrases of this ordinance since the same would have been enacted by the Board of Trustees without the incorporation of any unconstitutional or invalid sentence, clause or phrase.

Section 3. Publication. The Town Clerk shall certify to the passage of this ordinance and cause notice of its contents and passage to be published or posted. This ordinance shall become effective thirty (30) days after the date of publication.

PASSED AND ADOPTED THIS 9<sup>TH</sup> DAY OF OCTOBER, 2008.

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JOHN CRESSMAN, MAYOR

ATTEST:

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DELLA GRAY, TOWN CLERK

**LEGAL DESCRIPTION:**

A Tract of land being a portion of the Southwest One-Quarter of Section 5, Township 11 South, Range 67 West of the 6th P.M., also being a portion of GLEN PARK (Reception No. PLAT0689, El Paso County, Colorado records) Town of Palmer Lake, El Paso County, Colorado, described as follows:

BEGINNING at the Southwesterly corner of Lot 3, Block 27, of said GLEN PARK (all Bearings in this description are relative to the Southerly line of ELLIOT'S CORNER (Reception No. 208712355, El Paso County records) as platted, which bears  $S74^{\circ}38'59''E$  "assumed"); thence  $N74^{\circ}51'57''W$  along the Northwesterly line of that portion of EL MORO AVENUE vacated by Palmer Lake Ordinance No. 9 of 1983 (Book 3990 at Page 90 said El Paso County records) 10.12 feet; thence  $S23^{\circ}54'03''W$  along the westerly line of said vacated portion of EL MORO AVENUE, 80.00 feet; thence  $N74^{\circ}51'57''W$  to the Southeasterly line of Block 26 said GLEN PARK, 41.28 feet; thence  $N24^{\circ}22'58''E$ , passing at 80.19 feet the Southerly corner of Lot 5, said ELLIOT'S CORNER, in all 190.73 feet; thence  $S74^{\circ}38'59''E$  along the Southerly line of said ELLIOT'S CORNER, 193.72 feet to the Westerly Right of Way line of VIRGINIA AVENUE; thence  $S51^{\circ}51'41''W$ , 50.41 feet to the Northeasterly corner of Lot 1, said Block 27, GLEN PARK; thence  $N74^{\circ}51'57''W$  along the Northerly line of said Block 27, 120.00 feet; thence  $S23^{\circ}54'03''W$ , 70.00 feet to the POINT OF BEGINNING;

Containing a computed area of 14,031 square feet of land.