

ORDINANCE NUMBER 219

AN ORDINANCE TO ACCEPT AND DEDICATE REAL PROPERTY FOR USE AS A MUNICIPAL STREET.

WHEREAS, The Town of Hugo, hereinafter referred to as the "Town", in the County of Lincoln and State of Colorado, is body corporate operating as a Town pursuant to the general statutes of the State of Colorado; and

WHEREAS, Colorado Revised Statutes 31-15-702(1)(a)(I) gives to the governing body of each municipality of the State of Colorado, the power and authority to lay out, establish, open, alter, widen, extend, grade, pave or otherwise improve streets located within the municipality; and

WHEREAS, the Genoa-Hugo School District C-113 has offered to convey to the Town a parcel of property presently used as a road adjoining the school district's Hugo campus; and

WHEREAS, the Board of Trustees of the Town, hereinafter referred to as the "Board", has determined that it would be in the best interest of the citizens of the Town to accept the parcel of property for use as a municipal street.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF HUGO, COLORADO:

Section 1. Acceptance and dedication of real property for use as a municipal street.

The Board hereby authorizes acceptance by the Town, by deed or other acceptable means of conveyance, the following described parcel of real property:

A PARCEL OF PROPERTY LOCATED IN SECTION 31, TOWNSHIP 10 SOUTH, RANGE 54 WEST OF THE 6TH. PRINCIPAL MERIDIAN, LINCOLN COUNTY, COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF BLOCK C, COMMUNITY ADDITION TO THE TOWN OF HUGO, LINCOLN COUNTY, COLORADO AS RECORDED SEPTEMBER 2, 1955, AND CONSIDERING THE NORTH LINE OF SAID BLOCK C TO BEAR N66*56'00"W WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO; THENCE N66*56'00"W, ALONG SAID WEST LINE, A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N66*56'00"W, ALONG SAID SOUTH LINE A DISTANCE OF 600.00 FEET; THENCE N 23*04'00"E, A DISTANCE OF 60.00 FEET; THENCE S66*56'00"E A DISTANCE OF 600.00 FEET; THENCE S25*04'00"W A DISTANCE OF 60.00 FEET TO THE POINT OF BEGINNING, CONTAINING 36,000 SQUARE FEET; MORE OR LESS, TOWN OF HUGO, LINCOLN COUNTY, COLORADO.

Section 2. Dedication of street and adoption to street system.

Upon receipt of the instrument of conveyance, the Board authorizes the Town Manager to take such action as is necessary, in accordance with C.R.S. 43-2-124 and 43-2-125, to include the acquired property in the Town system of streets, designating the name or number of the street so as to conform to the Town system of streets, and preparing and recording such plat, map or other instrument as is necessary to include the acquired property in the official map of the Town of Hugo.

Section 3. Validity.

If any part of parts of this Ordinance are for any reason held to be invalid such decision shall not affect the validity of the remaining portions of this Ordinance. The Board hereby declares that it would have passed this ordinance and each part or parts thereof, irrespective of the fact that any part or parts be declared invalid.

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Section 4. Repeal.

Existing or parts of Ordinances covering the same matters as embraced in this Ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this ordinance.

Section 5. Effective date.

This Ordinance shall take effect thirty days after publication. In addition to including the Ordinance in the Town's book of ordinances, the Town Clerk shall cause a certified copy of this Ordinance to be recorded in the office of the Lincoln County Clerk and Recorder upon the Ordinance taking effect.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED this fourteenth day of August, 2006.

Patsie E. Smith; MAYOR

ATTEST:

Garald L. Ensign; TOWN CLERK

Published August 17, 2006 in the EASTERN COLORADO PLAINSMAN.