

ORDINANCE NO. 2189

AN ORDINANCE OF THE CITY OF MONTROSE, COLORADO,  
AUTHORIZING THE SALE OF THE PROPERTY KNOWN AS THE OLD  
SEWER PLANT SITE PURSUANT SECTION 1-9-2 OF THE OFFICIAL  
MUNICIPAL CODE OF THE CITY OF MONTROSE

WHEREAS, the property described in Exhibit "A" is not required for any public purpose; and

WHEREAS, the City of Montrose, which currently owns this property, has no use for the same and is desirous of conveying said property to the developers of the Talking Water Addition, which partially surrounds the City's parcel.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTROSE, COLORADO, that the Old Sewer Plant Site as more particularly described and depicted on the attached Exhibit "A", may be conveyed, on terms acceptable to the City, to the developer of the Talking Water Addition. Further, the City Council hereby authorizes the Assistant City Attorney to execute all documents required to consummate said conveyance.

INTRODUCED, READ and PASSED on first reading this 1<sup>st</sup> day of May, 2008.

  
Erica Lewis Kennedy, Mayor

ATTEST:


  
Teri Colvin, City Clerk

You will please take notice that the Montrose City Council will hold a hearing upon the above Ordinance and the question of its adoption on second reading on Thursday, 15<sup>th</sup>, 2008, at the hour of 7:00 p.m. at the Elks Civic Building in Montrose, Colorado.

INTRODUCED, READ and ADOPTED on second reading this 15<sup>th</sup> day of May, 2008.

  
Erica Lewis Kennedy, Mayor

ATTEST:

  
Teri Colvin, City Clerk

## **EXHIBIT "A"**

A tract of land lying in the Southwest Quarter of the Northwest (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section Twenty-eight (28), Township Forty-nine (49) North, Range Nine (9) West of the N.M.P., commencing at a point twenty-five (25) feet west of the intersection of the North boundary line of the sewer right of way belonging to said City of Montrose and the East boundary line of the said SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 28, said intersection being approximately seven hundred seventy-five (775) feet South of the Northeast corner of said SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 28, which is the point of beginning. Thence running West a distance of two hundred eight and seven-tenths (208.7) feet, thence South a distance of two hundred eight and seven-tenths (208.7) feet, thence East a distance of two hundred eight and seven-tenths (208.7) feet, thence North a distance of two hundred eight and seven-tenths (208.7) feet, to the point of beginning, and containing approximately one (1) acre of land,

Together with the right of way for ingress and egress, construction and maintenance of telephone, water, light and power lines or other necessary and convenient equipment, from the corporate limit of the City of Montrose at North Ninth Street and Grand Avenue to said property conveyed across the one hundred foot right of way strip of grantor leading from said City to grantor's land, and across the twenty-five foot strip belonging to the grantor lying between the intersection of said streets and said property hereby conveyed, for any and all purposes found necessary, useful and/or convenient in connection with the use and enjoyment of said property hereby conveyed.