

## **ORDINANCE NO. 2622**

### **AN ORDINANCE OF THE CITY OF MONTROSE, COLORADO, GRANTING AND AUTHORIZING THE CONVEYANCE OF AN INTEREST IN CITY-OWNED REAL ESTATE PURSUANT TO § 1-9-2 OF THE OFFICIAL CODE OF THE CITY OF MONTROSE**

WHEREAS, Colorado Mesa University – Montrose, wishes to grow and expand its campus, while also providing a safe and inviting area for pedestrians and students to congregate; and

WHEREAS, the City of Montrose desires to work in common with the university and its efforts to expand; and

WHEREAS, the City of Montrose wishes to convey a portion of South Third Street, as described in **Exhibit A** attached hereto, to the adjacent property owners, Colorado Mesa University – Montrose, and Montrose Regional Library District; and

WHEREAS, the City owns and wishes to retain a utility easement within the described South Third Street right-of-way, described in **Exhibit B**, attached hereto.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MONTROSE, COLORADO, as follows:

#### **SECTION 1: Disposal of Property**

The portion of property particularly described in **Exhibit A**, attached hereto and incorporated herein, is hereby disposed of by the City of Montrose and shall be conveyed to the adjacent property owners, Colorado Mesa University and Montrose Regional Library District. The City shall retain an easement for all public utilities within the vacated right-of-way as shown on **Exhibit B**, attached hereto and incorporated herein.

#### **SECTION 2: City Council Findings**

The City Council hereby finds, determines, and declares that this Ordinance is necessary and proper to serve the best interest of the citizens of Montrose, and promote their health, safety and welfare.

#### **SECTION 3: Power to Adopt**

The City Council hereby finds, determines, and declares that it has the power to adopt this Ordinance pursuant to the authority granted to home rule municipalities by Article XX of the Colorado Constitution and the powers contained in the City of Montrose Charter, and pursuant to § 1-9-2 of the Official Municipal Code of the City of Montrose.

**SECTION 4:**

**Effective as Provided by the City of Montrose Charter**

This Ordinance shall be published and shall become effective as provided by the City Charter of the City of Montrose.

**SECTION 5:**


**Authorization to Execute**

The City Council hereby authorizes the Mayor and City Staff to execute all documents required to consummate said conveyance to the adjacent property owners, Colorado Mesa University and Montrose Regional Library District.

You will please take notice that the Montrose City Council will hold a hearing upon the above Ordinance and the question of its passage on first reading on Tuesday, the 18th day of April, 2023, at the hour of 6:00 p.m. in the City Council Chambers located in the Elks Civic Building, 107 S. Cascade Avenue, in Montrose, Colorado.

INTRODUCED, READ and PASSED on first reading this 18th day of April, 2023.

ATTEST:

  
Lisa DelPiccolo, City Clerk




  
Barbara Bynum, Mayor

INTRODUCED, READ and ADOPTED on second reading this 2nd day of May, 2023.

ATTEST:

  
Briceida Ortega, Deputy City Clerk



  
Barbara Bynum, Mayor