

ORDINANCE NO. 6

Series 2017

AN ORDINANCE AUTHORIZING THE GRANTING OF A WELL EASEMENT TO THE LOWER COYNE PLACER VALLEY WELL ASSOCIATION

WHEREAS, the Lower Coyne Placer Valley Well Association has requested the granting of a well easement over, across, and through certain real property jointly owned by the Town and Summit County government; and

WHEREAS, Summit County government has determined that it should grant the requested easement; and

WHEREAS, the Town Council of the Town of Breckenridge has determined that it also should grant the requested easement; and

WHEREAS, the Town Attorney has informed the Town Council that, in his opinion, Section 15.3 of the Breckenridge Town Charter requires that granting of such easement be authorized by ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE, COLORADO:

Section 1. The Town Manager is hereby authorized, empowered, and directed to execute, acknowledge, and deliver to the Lower Coyne Placer Valley Well Association a well easement, in substantially the form which is marked **Exhibit "A"**, attached hereto, and incorporated herein by reference.

Section 2. The Town 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 Breckenridge Town Charter.

Section 3. This ordinance shall be published and become effective as provided by Section 5.9 of the Breckenridge Town Charter.

INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED PUBLISHED IN FULL this 24th day of January, 2017.

This ordinance was published in full on the Town of Breckenridge website on January 27, January 28, January 29, January 30 and January 31, 2017.

A public hearing on this ordinance was held on February 14, 2017.

READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED IN FULL ON THE TOWN'S WEBSITE this 14th day of February, 2017. A copy of this Ordinance is available for inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE

_____/s/_____
Helen Cospolich, CMC, Town Clerk

_____/s/_____
Eric S. Mamula, Mayor

APPROVED IN FORM

_____/s/_____
Town Attorney Date

This Ordinance was published on the Town of Breckenridge website on February 17, February 18, February 19, February 20 and February 21, 2017. This ordinance shall become effective on March 23, 2017.