

ORDINANCE NO. 96-2

AN ORDINANCE VACATING A PORTION OF CEDAR STREET BETWEEN MAIN STREET AND THE SOUTH TOWN LIMIT.

WHEREAS, an eighty foot right-of-way south of Main Street has not been required and is not anticipated to be required now or in the future; and

WHEREAS, it is deemed to be to the best interest of the public and of the Town of Hudson that right-of-way be made consistent with the majority of the other streets by vacating ten (10) feet on each side of the existing right-of-way.

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

Section 1. Vacation of Street. The east ten feet and the west ten feet of Cedar Street between Main Street and the south Town limit in the Town of Hudson is hereby vacated.

Section 2. Entitle a Vesting of Roadway. That portion of the platted street described herein shall vest to the owners of abutting land in the manner provided by § 43-2-302 (1) C.R.S., as amended.

Section 3. Public Access for Adjoining Land. The vacation of a portion of the platted street described herein shall not leave any land adjoining such street without established public road or private access easement connecting said land with another public road.

Section 4. Reservation of Easements. All rights of way or easements heretofore existing or granted by the Town of Hudson for electricity, cable, gas, sewer, water or similar pipelines and appurtenances, and for ditches or canals, are hereby reserved and preserved for the continued use of any such rights of way or easements for any and all of said purposes.

Section 5. Safety Clause. The Town Board of Trustees hereby finds, determines, and declares that this ordinance is promulgated under the general police power of the Town of Hudson, that it is promulgated for the health, safety, and welfare of the public, and that this ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the ordinance bears a rational relation to the proper legislative object sought to be attained.


Section 6. Severability. If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 7. Effective Date. This Ordinance shall become effective thirty (30) days after final publication.

INTRODUCED, ADOPTED AND ORDERED PUBLISHED ONCE IN FULL this 24th day of January, 1996.



TOWN OF HUDSON, COLORADO


Judith K. Parker
Mayor


ATTEST:


Judy Larson
Town Clerk


PASSED ON SECOND AND FINAL READING this 4th day of February, 1996.



TOWN OF HUDSON, COLORADO


Judith K. Parker
Mayor

ATTEST:


Judy Larson
Town Clerk