

**TOWN OF JOHNSTOWN, COLORADO**  
**RESOLUTION NO. 2021-02**

**APPROVING VACATION OF PEDESTRIAN EASEMENT**  
**SITUATED IN LOT 16 OF COUNTRY ACRES SUBDIVISION EIGHTH FILING**

**WHEREAS**, the Town of Johnstown, Colorado (“Town”) is a Colorado home rule municipality, duly organized and existing under the laws of the State of Colorado and the Town’s Home Rule Charter; and

**WHEREAS**, the Town Council is vested with authority to administer the affairs of the Town; and

**WHEREAS**, on August 4, 1997, the Town Board of Trustees, the predecessor to the Town Council, approved the vacation of a pedestrian easement situated in Lot 16 of Country Acres Subdivision Eighth Filing and directed that the pedestrian easement be relocated to the east of the property onto the existing utilities easement; and

**WHEREAS**, the pedestrian easement was not thereafter vacated; and

**WHEREAS**, the property owner has requested that the Town undertake the requisite action to vacate the pedestrian easement; and

**WHEREAS**, Town staff has indicated that, while the vacation of the pedestrian easement may be readily accomplished, the relocation of the pedestrian easement will require additional review and recommends that, to accommodate the property owner’s request, the Town Council vacate the pedestrian easement and allow Town staff additional time to assess the viability of the relocation of the easement; and

**WHEREAS**, the Town Council desires to accommodate the property owner’s request and vacate the pedestrian easement situated in Lot 16 of Country Acres Subdivision Eighth Filing.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO, THAT:**

1. The Town Council hereby approves the vacation of the pedestrian easement situated in Lot 16 of Country Acres Subdivision Eighth Filing and directs the Mayor to execute the Vacation of Pedestrian Easement attached hereto and incorporated herein by reference as Exhibit A.

PASSED, SIGNED, APPROVED, AND ADOPTED this \_\_\_\_ day of January, 2021.

**ATTEST:**

**TOWN OF JOHNSTOWN, COLORADO**

By: \_\_\_\_\_  
Diana Seele, Town Clerk

By: \_\_\_\_\_  
Gary Lebsack, Mayor