

**RESOLUTION TERMINATING CONSTRUCTION EASEMENT AT 6872 HIGHWAY 2
NO. 2016-35**

WHEREAS, by a Grant of Construction Easement dated April 12, 2002, the City of Commerce City (the "City") was granted a construction easement (the "Easement") for street widening along the west property line of the property located at 6872 Highway 2 in an area specifically described in Exhibit A to this Resolution;

WHEREAS, the City has completed all construction for which the Easement was contemplated and required;

WHEREAS, the Easement provides that the Easement continues until terminated by the City and, pursuant to Section 4.14 (a) of the Charter of the City of Commerce City, transfers of the City's real estate rights must be approved by the City Council by resolution passed by majority vote of the entire council in office at the time the vote was taken; and

WHEREAS, the City Council finds that termination of the Easement is appropriate and is in the best interests of the residents of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO AS FOLLOWS:

1. The City Council finds and determines that the Easement is no longer needed or desired by the City and that it is in the best interests of the City to terminate the Easement.
2. The Easement is hereby terminated.
3. The Mayor is hereby authorized to execute any document approved by the City Attorney as to form and legality that are necessary to accomplish the termination of the Easement.

RESOLVED AND PASSED THIS 7th DAY OF MARCH 2016.

CITY OF COMMERCE CITY, COLORADO

BY: _____
Sean Ford, Mayor

ATTEST:

Laura J. Bauer, MMC, City Clerk