

ORDINANCE NO. 2015-18

**AN ORDINANCE APPROVING AN EASEMENT AGREEMENT
BETWEEN THE TOWN OF CASTLE ROCK AND
INTERMOUNTAIN RURAL ELECTRIC ASSOCIATION**

WHEREAS, the Town of Castle Rock is the owner of Tract B, Covenant at Castle Rock (“Tract B”); and

WHEREAS, Intermountain Rural Electric Association (“IREA”) in is need of an easement within Tract B in order to relocate an existing electrical transmission line in order to accommodate the Town’s construction of the Wolfensberger Pedestrian Bridge.

WHEREAS, the Town is willing to grant an easement to IREA to enable the relocation of such electric transmission line.

NOW, THEREFORE, IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO AS FOLLOWS:

Section 1. Approval. The Easement Agreement in the form attached as *Exhibit 1* is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the agreement by and on behalf of the Town of Castle Rock, Colorado.

Section 2. Severability. If any part or provision of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provisions or application, and to this end the provisions of this Ordinance are declared to be severable.

Section 3. Safety Clause. The Town Council finds and declares that this Ordinance is promulgated and adopted for the public health, safety and welfare and this Ordinance bears a rational relation to the legislative object sought to be obtained.

APPROVED ON FIRST READING this 5 day of May, 2015 by a vote of 6 for and 0 against, after publication in compliance with Section 2.02.100.C of the Castle Rock Municipal Code; and

PASSED, APPROVED AND ADOPTED ON SECOND AND FINAL READING this 19 of May, 2015 by the Town Council of the Town of Castle Rock, Colorado, by a vote of ___ for and ___ against.

ATTEST:

TOWN OF CASTLE ROCK

Sally A. Misare, Town Clerk

Paul Donahue, Mayor

Approved as to form:

Approved as to content:

Robert J. Slentz, Town Attorney

Rob Hanna, Director of Parks & Recreation