

**ORDINANCE NO. 2015-41**

**AN ORDINANCE APPROVING AN EASEMENT AGREEMENT  
BETWEEN THE TOWN OF CASTLE ROCK AND  
INTERMOUNTAIN RURAL ELECTRIC ASSOCIATION  
(VALLEY VIEW DRIVE)**

**WHEREAS**, the Town of Castle Rock is the owner of certain property located in the Southeast Quarter of Section 6, Township 8 South, Range 66 West of the 6<sup>th</sup> Principal Meridian (“Property”); and

**WHEREAS**, Intermountain Rural Electric Association (“IREA”) desires to construct and maintain an underground utility tie line across the Property; and

**WHEREAS**, it has been determined that IREA needs to acquire an easement from the Town and Town is willing to grant such easement to IREA.

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

**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 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 the remaining provisions of this ordinance.

**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 15<sup>th</sup> day of September, 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 6<sup>th</sup> of October 2015, by the Town Council of the Town of Castle Rock by a vote of \_\_\_\_ for and \_\_\_\_ against.

**ATTEST:**

**TOWN OF CASTLE ROCK**

\_\_\_\_\_  
Sally Misare, Town Clerk

\_\_\_\_\_  
Paul Donahue, Mayor

**Approved as to form:**

**Approved as to content:**

\_\_\_\_\_  
Robert J. Slentz, Town Attorney

\_\_\_\_\_  
Bill Detweiler, Development Services Director