

ORDINANCE NO. 2016-02

AN ORDINANCE APPROVING AN EASEMENT AGREEMENT
BETWEEN THE TOWN OF CASTLE ROCK AND
INTERMOUNTAIN RURAL ELECTRIC ASSOCIATION
(Lower East Plum Creek)

WHEREAS, the Town of Castle Rock is the owner of certain property located in the South ½ of Section 21, Township 7 South, Range 67 West of the 6th Principal Meridian (“Property”),

WHEREAS, Town owns and maintains certain water facilities on the Property currently served with electrical service and has determined that Intermountain Rural Electric Association (“IREA”) was never granted the proper easements for such electrical service 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 5th day of January, 2016 by a vote of - 7 - 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 _____ of _____, 2016, 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

Mark Marlowe, Utilities Director