

BY AUTHORITY

ORDINANCE NO. **4236**

COUNCILLOR'S BILL NO. **2**

SERIES OF 2024

INTRODUCED BY COUNCILLORS

**DeMott, Carmelia**

A BILL

FOR AN ORDINANCE VACATING PORTIONS OF THE W. 84<sup>TH</sup> AVENUE AND LOWELL BOULEVARD RIGHTS-OF-WAY WITHIN THE OBSERVATORY ADDITION TO WESTMINSTER SUBDIVISION

WHEREAS, the Official Development Plan (“ODP”) for Uplands Filing No. 2 (the “Subdivision”), which was approved by the City Council on September 11, 2023, anticipates a new street network configuration that would eliminate the need for a portion of W. 84<sup>th</sup> Avenue between Circle Drive and Lowell Boulevard (“ROW Parcel 1”), as identified in **Exhibit A**, attached hereto and incorporated herein by this reference, and a portion of Lowell Boulevard between W. 84<sup>th</sup> Avenue and W. 82<sup>nd</sup> Avenue (“ROW Parcel 2”), as identified in **Exhibit B**, attached hereto and incorporated herein by this reference; and

WHEREAS, an alternate right-of-way configuration to serve the Subdivision will be dedicated via Plat once ROW Parcel 1 and ROW Parcel 2 are vacated; and

WHEREAS, the City Council finds that all requirements for roadway vacation contained in the Westminster Municipal Code and applicable state statutes have been met.

THE CITY OF WESTMINSTER ORDAINS:

Section 1. ROW Parcel 1 described in Exhibit A is hereby vacated.

Section 2. ROW Parcel 2 described in Exhibit B is hereby vacated.

Section 3. In accordance with State law and the Westminster Municipal Code, vacated ROW Parcel 1 is hereby transferred to the owner of Block 204 and vacated ROW Parcel 2 is hereby transferred to the owner of Block 201, Observatory Addition to Westminster Subdivision.

Section 4. This ordinance shall take effect upon its passage after second reading. The title and purpose of this ordinance shall be published prior to its consideration on second reading. The full text of this ordinance shall be published within ten (10) days after its enactment after second reading.

INTRODUCED, PASSED ON FIRST READING, AND TITLE AND PURPOSE ORDERED PUBLISHED this 8<sup>th</sup> day of January, 2024.

PASSED, ENACTED ON SECOND READING, AND FULL TEXT ORDERED PUBLISHED this 22<sup>nd</sup> day of January, 2024.

ATTEST:

  
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City Clerk

*Nancy McNally*  
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Mayor

APPROVED AS TO LEGAL FORM:

*David Frankel*  
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