

**TOWN OF FRISCO  
COUNTY OF SUMMIT  
STATE OF COLORADO  
ORDINANCE 21-13**

**AN ORDINANCE APPROVING AN AMENDED PLAT OF LOTS 5-7, REPLAT A, RIVER PINES SUBDIVISION, TO RELOCATE PORTIONS OF THE TOWN OF FRISCO'S BIKE PATH EASEMENT OVER SAID LOTS.**

WHEREAS, in or about October, 1991, the Town of Frisco, Colorado (the "Town") was granted a ten foot (10') wide bike path easement over a portion of lots 5, 6 and 7 of Replat A of the River Pines Subdivision pursuant to the plat recorded on October 17, 1991 at Reception Number 411259 (the "Existing Plat"); and

WHEREAS, thereafter, a Town bike path was built partly within, and partly outside, of the bike path easement areas over said lots; and

WHEREAS, by way of the plat attached hereto and titled "An Amended Plat of Lots 5-7, Replat A, River Pines Subdivision" (the "Amended Plat") the owners, respectively, of said Lots 5, 6 and 7 intend to dedicate to the Town the easement areas shown on the plat as the "3' Bike Path Maintenance and Snow Storage Easement" and as the "9' Bikepath Easement" (the "Revised Easements"); and

WHEREAS, by approval of the Amended Plat, the Town intends to accept the dedication of the Revised Easements and to vacate the existing "10' Bike Path Easement" depicted on the Existing Plat.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FRISCO THAT:

Section 1. The Town Council finds that the provisions of Chapter 142 of the Code of Ordinances of the Town of Frisco ("Town Code"), concerning the vacation of Town property and easements, are inapplicable to the vacation of an easement over a property in exchange for the dedication of a replacement easement over the same property. Accordingly, in the event of any conflict between the provisions of this Ordinance and the provisions of Chapter 142 of the Town Code, the provisions of this Ordinance shall control and supersede over the provisions of the Town Code.

Section 2. The plat attached hereto and titled "An Amended Plat of Lots 5-7, Replat A, River Pines Subdivision" is hereby approved for execution by the Mayor, and for filing in the real property records for the County of Summit, Colorado, upon its complete execution by all interested parties.

Section 3. Effective Date. This ordinance shall become effective in accordance with the home-rule Charter of the Town of Frisco, Colorado.

INTRODUCED, PASSED ON FIRST READING AND PUBLICATION AND POSTING ORDERED ON THE 30<sup>TH</sup> DAY OF NOVEMBER 2021.

TOWN OF FRISCO, COLORADO:

\_\_\_\_\_  
Hunter Mortensen  
Mayor

ATTEST:

\_\_\_\_\_  
Deborah Wohlmuth, CMC,  
Town Clerk

