



## MEMORANDUM

P.O. Box 4100 ♦ FRISCO, COLORADO 80443

**TO: MAYOR AND TOWN COUNCIL**  
**FROM: DON REIMER, COMMUNITY DEVELOPMENT DIRECTOR**  
**RE: 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**  
**DATE: DECEMBER 14, 2021**

**Summary and Background:** The River Pines subdivision was developed in 1991 in conjunction with the River Pines PUD. As part of the development approval, the developer offered and platted an easement for a bike path along the rear lot lines of several lots, and dedicated the easement to the Town of Frisco. The developer subsequently constructed the path and the Town has maintained it since acceptance of the construction. In late 2020, the Owner of Lot 6 contacted the Town after a survey of his property identified that the constructed path was not located within the platted easement.

**Analysis:** In order to correct this issue, the Town contracted with a surveying company to determine the extents that the bike path was located outside of the easement. Through this survey, it was determined that Lots 5, 6, and 7 were impacted. Due to the location of the path with respect to the top of the bank of Ten Mile Creek, the Lot owners agreed to relocate the easement rather than relocating and reconstructing the bike path. Following consultation with the Town Attorney, it was determined that the appropriate way to do this was by Ordinance (Attachment A), and filing of an Amended Plat (Attachment B).

Ordinance 21-13 approving relocation of the easement and amending the plat of Lot 5-7 of River Pines subdivision was approved by Town Council on first reading at the November 30, 2021 Council meeting.

A vicinity map indicating the location of Lots 5, 6, and 7 is on the following page.



**Financial Impact:** None

**Staff Recommendation:** Staff recommends approval on Second Reading of Ordinance 21-13.

**Approved By:**

Tony O'Rourke, Town Manager  
Leslie Edwards, Finance Director

**Attachments:**

Attachment A – Ordinance 21-13  
Attachment B – Proposed Plat