TOWN OF TIMNATH, COLORADO
ORDINANCE NO. 3, SERIES 2013

AN ORDINANCE RATIFYING CONVEYANCES OF REAL PROPERTY INTERESTS BY RESOLUTION

WHEREAS, The Town of Timnath (the "Town") is a home rule municipality operating under the Timnath Home Rule Charter (the "Charter") adopted on November 7, 2006 and the Town’s Municipal Code (the “Code”). Pursuant to the Charter, the Code, and the authority given home rule municipalities under the Colorado Constitution, the Town may adopt and amend ordinances; and

WHEREAS, pursuant to Section 15.4 of the Charter, subject to certain limitations, the Town Council shall approve the purchase, sale, exchange or disposition of any interest in real property by ordinance; and

WHEREAS, the Town Council has been advised of certain prior conveyances of real property interests that were inadvertently approved by resolution, motion, or otherwise; and

WHEREAS, The Town’s staff and consultants have performed a thorough search in an effort to identify as many of such conveyances as is practicable; and

WHEREAS, the Town Council desires to ratify all real property interest conveyances heretofore approved by resolution, motion, or otherwise that have been identified by the Town staff and consultants, together with the conveyances, if any, approved in this manner that have not yet been identified.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Timnath, Colorado, that:

Section 1. The Town Council hereby finds, determines and declares that the conveyances of real property interests pursuant to resolution, motion, or otherwise, as set forth and described in Exhibit A, attached hereto and incorporated by reference, together with all other conveyances heretofore approved by resolution, motion, or otherwise, are ratified and approved as of the dates of the subject conveyances;

Section 2. The Town Council hereby finds, determines and declares that it has the power to adopt this ordinance pursuant to the authority granted to home rule municipalities by Article XX of the Colorado Constitution, the powers contained in the home rule charter for the Town ("Charter") and the Timnath Municipal Code (the “Code”);

Section 3. Effective Date. This Ordinance shall take effect upon adoption at second reading, as provided by Section 3.5.5 of the Charter.

MOVED, SECONDED AND FINALLY ADOPTED ON SECOND READING FOLLOWING PUBLIC HEARING BY THE TIMNATH TOWN COUNCIL ON FEBRUARY 11, 2014.

TOWN OF TIMNATH, COLORADO

[Signature]
Bryan Voronin, Mayor Pro Tem

ATTEST:

[Signature]
Milissa Peters, Town Clerk
EXHIBIT A

LIST OF CONVEYANCES OF REAL PROPERTY ADOPTED
BY RESOLUTION, MOTION, OR OTHERWISE

RESOLUTION NO. AY-2006 – A RESOLUTION FOR THE BOARD OF TRUSTEES OF
THE TOWN OF TIMNATH APPROVING THE AGREEMENT GRANTING THE TOWN OF
TIMNATH A PERPETUAL EASEMENT FOR THE USE AND MAINTENANCE OF
RECREATIONAL TRAIL UP ON THE PROPERTIES OF THE NEW CACHE LA Poudre
IRRIGATING COMPANY AND THE CACHE LA Poudre Reservoir Company,
DATED OCTOBER 4TH, 2006

RESOLUTION NO. T-2007 – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN
OF TIMNATH AUTHORIZING THE TOWN TO ENTER INTO THAT AGREEMENT
KNOWNT AS THE “HARMONY ROAD RIGHT OF WAY EXCHANGE AGREEMENT”,

RESOLUTION NO. U-2007 – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN
OF TIMNATH AUTHORIZING THE TOWN TO ENTER INTO THAT AGREEMENT
KNOWN AS THE “RELOCATION AND EXCHANGE AGREEMENT”, DATED MAY 16TH,
2007.

RESOLUTION NO. V-2007 – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN
OF TIMNATH AUTHORIZING THE TOWN TO ENTER INTO THAT AGREEMENT
KNOWN AS THE “CONNELL RIGHT OF WAY AGREEMENT”, DATED MAY 16TH,
2007.

RESOLUTION NO. W-2007 – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN
OF TIMNATH AUTHORIZING THE TOWN TO ENTER INTO THAT AGREEMENT
KNOWN AS THE “CWH RIGHT OF WAY AGREEMENT”, DATED MAY 16TH,
2007.

RESOLUTION NO. X-2007 – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN
OF TIMNATH AUTHORIZING THE TOWN TO ENTER INTO THAT AGREEMENT
KNOWN AS THE “RIGHT OF WAY AND ART PURCHASE AGREEMENT” WITH


