O-2013-17

AN ORDINANCE

AUTHORIZING A PERMANENT UTILITY EASEMENT TO PUBLIC SERVICE COMPANY OF COLORADO FOR A NEW UNDERGROUND ELECTRICAL VAULT AND RELATED FACILITIES IN COYOTE GULCH PARK SOUTH OF WEST ILIFF AVENUE, LAKEWOOD, COLORADO

WHEREAS, Public Service Company of Colorado has requested that the City of Lakewood convey a permanent easement for utilities associated with an underground electrical vault and related facilities on land owned by the City; and

WHEREAS, said land, known as Coyote Gulch Park, is owned and held by the City for park and open space purposes; and

WHEREAS, the City of Lakewood will agree to convey the easement to Public Service Company of Colorado, subject to the following conditions:

1. Review and approval by staff of final construction plans.
2. All new facilities shall be underground to the extent possible.
3. Receipt of compensation for the easement.
4. Issuance of a Public Way Permit for all work on City property.

WHEREAS, the Charter of the City of Lakewood provides in Section 14.3(c) that utility easements may be granted across such land, which the City is willing to do.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lakewood, Colorado, that:

SECTION 1. The City Manager is hereby authorized to execute and the City Clerk to attest a utility easement, in the form approved by the City Attorney, to Public Service Company of Colorado across that portion of Coyote Gulch Park described in Exhibit A attached hereto and made a part hereof, for underground electrical vault and related appurtenances.

SECTION 2. This ordinance shall take effect thirty (30) days after final publication.

I hereby attest and certify that the within and foregoing ordinance was introduced and read on first reading at a regular meeting of the Lakewood City Council on the 12th day of August, 2013; published by title in the Denver Post and in full on the City of Lakewood's website, www.lakewood.org, on the 15th day of August, 2013; set for public hearing on the 26th day of August, 2013, read, finally passed and adopted by the City Council on the 26th day of August, 2013 and, signed and approved by the Mayor on the 27th day of August, 2013.

Bob Murphy, Mayor

ATTEST:

Margy Greer, City Clerk

APPROVED AS TO FORM:

Tim Cox, City Attorney