

PUBLIC NOTICE

Notice is hereby given that the Town of Dolores Board of Trustees approved the following Ordinance.

**ORDINANCE NO 581
SERIES 2024**

**AN ORDINANCE AUTHORIZING THE TRANSFER OF TOWN-OWNED PROPERTY
LOCATED AT 47 Railroad Ave., Dolores, Colorado**

WHEREAS, the Town Trustees find that it has no present governmental use for certain real property owned by the Town, located at 47 Railroad Ave., Dolores, Colorado and known as the Dolores Fire Station and legally described in the attached deed (the “Property”).

WHEREAS, the Town Trustees find that the Property should be donated to the Dolores Fire Protection District for the betterment of the community.

WHEREAS, CRS Section 31-15-713 provides that voter approval is required before the Town may sell or otherwise dispose of such real property that used for a governmental purpose at a general or special election.

WHEREAS, CRS Section 33-14.5-101 provides that any municipality may determine at a regular or special election to meet the publication requirements 31-16-106 by publishing ordinances by title only rather than by publishing the ordinance in full at a special election where other issues are present on the ballot.

WHEREAS, the Board of Trustees referred the question of whether said property would be donated to the Dolores Fire Protection District to the registered electors of the Town of Dolores.

WHEREAS, the electors approved by majority vote the donation of the Property at the November 7, 2023, Coordinated Election the results of which have been officially certified by the County Clerk of Montezuma County, Colorado.

WHEREAS, Colorado Revised Statutes § 31-15-713(b) authorizes the Town to sell real property, by ordinance, upon such terms and conditions as the Town Trustees may determine at a regular or special meeting.

WHEREAS, the Town Trustees hereby determines that conveyance of the Property as set forth in this Ordinance is compatible with the Town’s Comprehensive Plan and vision.

WHEREAS, the Town Trustees has determined that it is in the best interests of the Town to donate the Property upon the terms and conditions set forth in the attached Special Warranty Deed to the Dolores Fire Protection District.

WHEREAS, the Town Trustees determine that it is in the public interest to include a reversionary clause in the Special Warranty Deed.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN TRUSTEES OF THE TOWN OF DOLORES, COLORADO, THAT:

Section 1. That the Mayor and Town Manager are hereby authorized to execute the attached Special Warranty Deed and to execute each and every other document necessary or desirable to effectuate the transfer of the Property in accordance with the terms and conditions of the Agreement, or to such other person or entity willing to purchase the property on similar terms or conditions.

Section 2. All other ordinances or portions thereof inconsistent or conflicting with this ordinance, or any portion hereof, are hereby repealed to the extent of such inconsistency or conflict.

Section 3. Safety Clause. The Town Trustees hereby find, determines, and declares that this ordinance is promulgated under the general police power of the Town, that it is promulgated for the health, safety, and welfare of the public, that this ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare, and that this ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 5. Effective Date. This ordinance shall become effective five (5) days after final publication.

Passed adopted and approved on September 23rd, 2024, second and final reading.

DOLORES BOARD OF TRUSTEES:

/s/ Tammy Neely

Dolores Town Clerk