

1 **CITY OF LITTLETON, COLORADO**

2  
3 **ORDINANCE NO. 43**

4  
5 **Series, 2014**

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7 **INTRODUCED BY COUNCILMEMBERS: BRINKMAN & STEIN**

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9 **AN ORDINANCE OF THE CITY OF LITTLETON,**  
10 **COLORADO, GRANTING AN EASEMENT TO XCEL**  
11 **ENERGY**

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13 **WHEREAS**, Public Service Company of Colorado, doing business as Xcel  
14 Energy, is authorized by franchise agreement to operate gas and electric utility facilities in the  
15 City of Littleton;

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17 **WHEREAS**, Xcel Energy has requested an easement be granted by the City of  
18 Littleton, to relocate utility facilities; and

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20 **WHEREAS**, granting the easement would allow the City of Littleton to complete  
21 proposed sidewalk improvements;

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23 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF**  
24 **THE CITY OF LITTLETON, COLORADO, THAT:**

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26 **Section 1:** The City of Littleton, Colorado does hereby approve granting an  
27 easement to Public Service Company of Colorado, doing business as Xcel Energy, across the  
28 property described in Exhibit "A", attached hereto.

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30 **Section 2:** Severability. If any part, section, subsection, sentence, clause or  
31 phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the  
32 validity of the remaining sections of this ordinance. The city council hereby declares that it  
33 would have passed this ordinance, including each part, section, subsection, sentence, clause or  
34 phrase hereof, irrespective of the fact that one or more parts, sections, subsections, sentences,  
35 clauses or phrases may be declared invalid.

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37 **Section 3:** Repealer. All ordinances or resolutions, or parts thereof, in  
38 conflict with this ordinance are hereby repealed, provided that this repealer shall not repeal the  
39 repealer clauses of such ordinance nor revive any ordinance thereby.

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41  
42 **INTRODUCED AS A BILL** at a regularly scheduled meeting of the City Council  
43 of the City of Littleton on the 16th day of December, 2014, passed on first reading by a vote of 7  
44 **FOR** and 0 **AGAINST**; and ordered published by posting at Littleton Center, Bemis Library, the  
45 Municipal Courthouse and on the City of Littleton Website.

PUBLIC HEARING on the Ordinance to take place on the 16th day of December, 2014, in the Council Chambers, Littleton Center, 2255 West Berry Avenue, Littleton, Colorado, at the hour of 6:30 p.m., or as soon thereafter as it may be heard.

PASSED on second and final reading, following public hearing, by a vote of \_\_\_\_\_FOR and \_\_\_\_\_ AGAINST on the 16<sup>th</sup> day of December, 2014 and ordered published by posting at Littleton Center, Bemis Library, the Municipal Courthouse and on the City of Littleton Website.

ATTEST:

\_\_\_\_\_  
Colleen L. Norton  
ACTING CITY CLERK

\_\_\_\_\_  
Phil Cernanec  
PRESIDENT OF CITY COUNCIL

APPROVED AS TO FORM:

\_\_\_\_\_  
Kristin Schledorn  
CITY ATTORNEY