

1 **CITY OF LITTLETON, COLORADO**

2
3 **ORDINANCE NO. 44**

4
5 **Series, 2014**

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

8
9 **AN ORDINANCE OF THE CITY OF LITTLETON,**
10 **COLORADO, GRANTING TWO EASEMENTS TO XCEL**
11 **ENERGY**

12
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;

16
17 **WHEREAS**, Xcel Energy has requested easements be granted across West
18 Jamison Avenue and Horseshoe Park open space property to extend utility facilities to the
19 Littleton Village development; and

20
21 **WHEREAS**, granting of the easements would allow Xcel Energy to better
22 operate their facilities to serve the Littleton Village development;

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

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27 **Section 1:** The City of Littleton, Colorado does hereby approve granting two
28 easements to Public Service Company of Colorado, doing business as Xcel Energy, across the
29 street and open space properties described in Exhibit "A", attached hereto.

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

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39 conflict with this ordinance are hereby repealed, provided that this repealer shall not repeal the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

41
42 **INTRODUCED AS A BILL** at a regularly scheduled meeting of the City Council
43 of the City of Littleton on the 2nd 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 16th 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