

**Town of Erie  
Ordinance No. 013-2023**

**An Ordinance of the Board of Trustees of the Town of Erie  
Authorizing the Transfer of Real Property to the Vista Pointe  
Homeowner's Association**

**Whereas**, the Town is the fee owner of certain real property more particularly described in **Exhibit A** and incorporated herein by this reference (the "Property");

**Whereas**, the Property is not held or used by the Town for park purposes or any other governmental purposes; and

**Whereas**, the Town wishes to transfer the Property to the Vista Pointe Homeowner's Association to revitalize and to make certain improvements to the Property.

**Now Therefore be it Ordained by the Board of Trustees of the Town of Erie, Colorado, as follows:**

**Section 1.** The Board of Trustees hereby approves the transfer of all the Town's interest in the Property to the Vista Pointe Homeowner's Association by quitclaim deed in a form to be approved by the Town Attorney. Upon such approval, the Mayor is hereby authorized to execute the quitclaim deed on behalf of the Town.

**Section 2.** Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one, or part, or parts be declared unconstitutional or invalid.

**Section 3.** Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

**Section 4.** Effective Date. This Ordinance shall take effect 30 days after publication following adoption.

**Introduced, Read, Passed and Ordered Published this 23<sup>rd</sup> day of May, 2023.**

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Justin Brooks, Mayor

**Attest:**

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Debbie Stamp, Town Clerk

## **Exhibit A**

Tract H, Vista Pointe, Final Plat, Town of Erie, County of Weld, State of Colorado