



## Legislation Details (With Text)

**File #:** ID-343-19      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Agenda Ready  
**File created:** 11/1/2019      **In control:** City Council  
**On agenda:** 12/3/2019      **Final action:**  
**Title:** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING A LOT LINE AGREEMENT BY AND BETWEEN THE CITY OF BRIGHTON AND BARRY K. OHLEMEIER, AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SAID AGREEMENT

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Lot Line Agreement Barry Ohlemeier Ordinance, 2. Fairview Lot Line Agree (July 2019) (1), 3. Survey (1), 4. Z\_T\_ST1S\_R66WS4OHLEMEIER\_LSP

Date	Ver.	Action By	Action	Result
12/3/2019	1	City Council		
11/12/2019	1	City Council		

### *Department of Parks and Recreation*

Reference: An Ordinance approving a Lot Line Agreement between the City of Brighton and Mr. Barry Ohlemeier for Fairview Cemetery

**To:** Mayor Kenneth J. Kreutzer and Members of City Council

**Through:** Marv Falconburg, Acting City Manager

**Prepared By:** Gary Wardle, Director Parks and Recreation

**Date Prepared:** November 1, 2019

### **PURPOSE**

An Ordinance of the City Council of the City of Brighton, Colorado, approving a Lot Line Agreement by and between the City of Brighton and Barry K. Ohlemeier, and Authorizing and Directing the City Manager to Execute said Agreement

### **STRATEGIC FOCUS AREA**

Facilities, Amenities, and Open Space

### **BACKGROUND**

The City Code requires that the disposal of City owned land must be approved by the City Council through an Ordinance.

The City of Brighton acquired the Fairview Cemetery in 2000 from the Fairview Cemetery Association. Sometime prior to the City ownership there were burials interned that were not on Cemetery land. The burials occurred in the Northeast corner of the Cemetery on Mr. Ohlemeier's Property. To accommodate the neighbor to the east of Fairview

Cemetery, Mr. Ohlemeier, staff has been requested to construct a fence to separate the cemetery land from Mr. Ohlemeier property. To complete the fence all the burials must be on cemetery property.

The Lot-Line adjustment will have the City deed to Mr. Ohlemeier 1,383 Square Feet of land. Mr. Ohlemeier will deed to the City 2,122 square feet of land. The City will receive an additional 739 square feet of land as a result of the lot-line adjustment. The City will compensate Mr. Ohlemeier \$1,012.43 for the additional land the City will receive.

### **FINANCIAL IMPACT**

The funds for the payment to Mr. Ohlemeier and the construction of the fence are in the 2019 Capital Improvement Fund

### **STAFF RECOMMENDATION**

Staff recommends approval of the Ordinance on First Reading

### **OPTIONS FOR COUNCIL CONSIDERATION**

1. Approve the Ordinance on first Reading
2. Not approve the Ordinance

### **ATTACHMENTS**

1. Ordinance
2. Lot Line Agreement
3. Lot Line Survey.
4. Ohlemeier Property Survey
5. Map
6. PPT