

ORDINANCE NO. AN-230-13-13

INTRODUCED BY: AMADOR, BENSON, BULLOCK, DOUGLAS, ELLIOTT, FORD, MCELLOWNEY, TETER

AN ORDINANCE AMENDING THE LEGAL DESCRIPTION ATTACHED AS EXHIBIT "A" TO ORDINANCE AN-230-13 REGARDING PROPERTY LOCATED AT 6771 E. 80<sup>TH</sup> AVENUE, COMMERCE CITY, COLORADO.

WHEREAS, the property described on Exhibit "A" to Ordinance AN-230-13 was annexed to the City of Commerce City on July 1, 2013 and said legal description is attached to this ordinance as Exhibit "A"; and

WHEREAS, the legal description attached as Exhibit "A" is incorrect and needs to be amended; and

WHEREAS, the correct legal description for the annexation in Ordinance AN-230-13 was correctly shown on the Annexation Map for Annexation 230-13 which map is filed in the records of the Clerk and Recorder of Adams County, Colorado; and

WHEREAS, the correct legal description for the property annexed to the City of Commerce City in Case AN-230-13 is attached to this ordinance as Exhibit "B"; and

WHEREAS, the corrections made in the legal description for the annexation in Case AN-230-13 are minor and do not require a new annexation procedure for the property annexed to the City of Commerce City in Case AN-230-13.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO AS FOLLOWS:

**SECTION 1.** The legal description for the property in Ordinance AN-230-13 is amended as set forth in Exhibit "B" and Ordinance AN-230-13 is amended by substituting thereto the legal description attached to this ordinance as Exhibit "B" and deleting from Ordinance AN-230-13 the legal description described on attached Exhibit "A".

INTRODUCED, PASSED ON FIRST READING AND PUBLIC NOTICE ORDERED THIS 18<sup>TH</sup> DAY OF NOVEMBER, 2013.

PASSED ON SECOND AND FINAL READING AND PUBLIC NOTICE ORDERED THIS 16<sup>TH</sup> DAY OF DECEMBER, 2013.

CITY OF COMMERCE CITY, COLORADO

BY: \_\_\_\_\_  
Sean Ford, Mayor

ATTEST:

\_\_\_\_\_  
Laura J. Bauer, City Clerk

Exhibit "B"

***(Legal Description)***  
**Z-905-13-13**

A PORTION OF PLOTS 1 AND 2. 1ST ADDITION TO HENEBRYDALE AND EAST 80TH AVENUE, DESCRIBED AS FOLLOWS:

THE WEST 89.42 FEET OF THE EAST 494.58 FEET OF PLOTS 1 AND 2. AND THE 50' RIGHT-OF-WAY ADJACENT TO THE SOUTH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PORTION OF THE SOUTHEAST QUARTER OF SECTION 29 AND THE NORTHEAST QUARTER OF SECTION 32, TOWNSHIP 2 SOUTH. RANGE 67 WEST. COUNTY OF ADAMS, STATE OF COLORADO, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH IS 40 FEET SOUTH AND 1737.58 FEET WEST OF THE SOUTHEAST CORNER OF SAID SECTION 29, BEING A POINT ON AN EXISTING EASTERLY LINE OF THE CITY OF COMMERCE CITY AND ON THE SOUTH LINE OF EAST 80TH AVENUE; THENCE ALONG SAID EASTERLY CITY LINE. N00°43'58"E. A DISTANCE OF 642.41 FEET; THENCE S90°00'00"E AND PARALLEL WITH THE NORTH LINE OF EAST 80TH AVENUE, A DISTANCE OF 89.42 FEET; THENCE S00°43'58"W. A DISTANCE OF 642.41 FEET; THENCE N90°00'00"W AND ALONG THE SOUTH LINE OF EAST 80TH AVENUE, A DISTANCE OF 89.42 FEET TO THE POINT OF BEGINNING.

BEARINGS REFERENCED HEREON ARE BASED UPON THE SOUTH LINE OF THE SE-L/4 OF SECTION 29. TOWNSHIP 2 SOUTH. RANGE 87 WEST OF THE 8TH P.M. HAVING A BEARING OF N90°00'00"W. SAID LINE IS MONUMENTED AT THE EASTERLY END (SE CORNER OF SECTION 29) BY A FOUND ALUMINUM CAP MARKED "AMERICAN WEST LS27289" IN A RANGE BOX AND AT THE WEST END (S-1/4 CORNER OF SECTION 29) BY A FOUND ALUMINUM CAP MARKED 'CHARLES RUSSELL PLS23519'.

CONTAINING 57,444.30 SQUARE FEET OR 1.32 ACRES MORE OR LESS