

**RESOLUTION FINDING SUBSTANTIAL COMPLIANCE OF AN ANNEXATION
PETITION AND SETTING A PUBLIC HEARING TO DETERMINE IF THE
PROPOSED ANNEXATION COMPLIES WITH STATUTORY REQUIREMENTS
FOR SUCH ANNEXATION**

AN-230-13

NO. 2013-24

WHEREAS, pursuant to the laws of the State of Colorado, there was presented to and filed with the City Council of the City of Commerce City, Colorado, written petitions for annexation to and by the City of Commerce City, Colorado, of the hereinafter described contiguous unincorporated territory situated, lying and being in the County of Adams, State of Colorado; and

WHEREAS, the City Council of the City of Commerce City, Colorado, has reviewed the petitions for annexation to the City of Commerce City of the contiguous, unincorporated territory hereinafter described on the attached Exhibit "A"; and

WHEREAS, the City Council desires to adopt by resolution, its findings in regards to such annexation petitions, and to set a public hearing in regards to such petition;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Commerce City, Colorado, as follows:

1. The petition for annexation on file with the City of Commerce City for the property described on attached Exhibit "A" is in substantial compliance with the applicable laws of the State of Colorado.

2. The City Council of the City of Commerce City, Colorado, will hold a public hearing for the purpose of determining if the proposed annexation complies with C.R.S. §31-12-104, as amended, and with C.R.S. §31-12-105, as amended, at the following time, date and place:

6:30 p.m.
Monday, June 3, 2013
City Council Chambers
7887 East 60th Avenue
Commerce City, Colorado 80022

3. Any person may appear at such hearing and present evidence related to the proposed annexation.

4. Upon completion of the hearing, the City Council of the City of Commerce City shall set forth, by resolution, its findings of fact and its conclusion based thereon with reference to the eligibility of the proposed annexation, whether the statutory requirements of the proposed annexation have been met and whether an election for the annexation is required.

5. If this City Council concludes, by resolution, that all statutory requirements have been met and that the proposed annexation is eligible and legal under the laws of the State of Colorado, the City Council shall consider passage of an ordinance making the proposed annexation effective.

RESOLVED AND PASSED this 15th day of April, 2013.

CITY OF COMMERCE CITY, COLORADO

BY:

Sean Ford, Mayor

ATTEST:

Laura Bauer, City Clerk

EXHIBIT "A"
ANNEXATION DESCRIPTION
AN-230-13

A PORTION OF PLOTS 1 AND 2, 1ST ADDITION TO HENEBRYDALE, DESCRIBED AS FOLLOWS:

THE WEST 89.42 FEET OF THE EAST 494.58 FEET OF PLOTS 1 AND 2, EXCEPT THE SOUTH 15 FEET THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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

BEGINNING AT A POINT WHICH IS 40 FEET NORTH 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 15 FEET NORTH OF THE NORTH LINE OF EAST 80TH AVENUE; THENCE ALONG SAID EASTERLY CITY LINE, N00°43'58"E, A DISTANCE OF 562.41 FEET; THENCE S90°00'00"E AND PARALLEL WITH THE NORTH LINE OF EAST 80TH AVENUE, A DISTANCE OF 562.41 FEET; THENCE N90°00'00"W AND PARALLEL WITH THE NORTH LINE OF EAST 80TH AVENUE, A DISTANCE OF 89.21 FEET TO THE POINT OF BEGINNING.

BEARINGS REFERENCED HEREON ARE BASED UPON THE SOUTH LINE OF THE SE-1/4 OF SECTION 29, TOWNSHIP 2 SOUTH, RANGE 67 WEST OF THE 6TH 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 LS27269" 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"