



7887 East 60th Avenue
Commerce City, Colorado 80022
Phone (303) 289-3683 / Fax (303) 289-3731
<http://www.c3gov.com>

*Community Development
Department*

**PETITION FOR ANNEXATION OF UNINCORPORATED TERRITORY
IN THE COUNTY OF ADAMS, STATE OF COLORADO,
TO THE CITY OF COMMERCE CITY, STATE OF COLORADO**

Parcel # 0172129405018

ANNEXATION

TO THE MAYOR AND THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO:

The undersigned, in accordance with the Municipal Annexation Act of 1965, Chapter 31, Article 12, of the Colorado Revised Statutes, 1973, as amended, hereby petition the City Council of the City of Commerce City for annexation to the City of Commerce City of the following described unincorporated territory located in the County of Adams, State of Colorado, to wit:

LEGAL DESCRIPTION - SEE EXHIBIT A

And in support of the said Petition, your Petitioner(s) allege(s) that:

1. It is desirable and necessary that the above-described territory be annexed to the City of Commerce City.
2. Not less than one-sixth (1/6) of the perimeter of the area proposed to be annexed is contiguous with the City of Commerce City.
3. A community of interest exists between the territory proposed to be annexed and the City of Commerce City.
4. The territory to be annexed is urban or will be urbanized in the near future.
5. The territory proposed to be annexed is integrated or is capable of being integrated with the City of Commerce City.
6. No land held in identical ownership, whether consisting of one tract or parcel of real estate or two or more contiguous tracts or parcels of real estate:
 - a.) Is divided into separate parts or parcels without the written consent of the landowner(s) thereof, except and unless where such tracts or parcels are already separated by a dedicated street, road or other public way.
 - b.) Comprises 20 acres or more, which together with the buildings and improvements situated thereon, has an assessed value in excess of two-hundred thousand dollars for an ad



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valorem tax purpose for the year preceding the annexation is included within the territory proposed to be annexed, without the written consent of the landowner or landowner thereof. (CRS 31-12-105)

7. No annexation proceedings have been commenced by another municipality and are currently pending for the annexation of part or all of the area proposed herein to be annexed to the City of Commerce City.
8. The proposed annexation will not have the effect of extending a municipal boundary more than three miles in any direction from any point of the City boundary in any one year.
9. The entire width of any street or alley to be annexed is included within the annexation.
10. All requirements of CRS 31-12-104, as amended, and CRS 31-12-105, as amended, exist or have been met.
11. Petitioner should insert one of the following, whichever is applicable:
 - a.) The signer(s) of the Petition comprise(s) one-hundred percent (100%) of the landowners in the area and own one-hundred percent (100%) of the territory included in the area proposed to be annexed, exclusive of streets and alleys, and of any land owned by the annexing municipality; or
 - b.) The signers of the Petition comprise more than fifty percent (50%) of the landowners in the area to be annexed and are the landowners of more than fifty percent (50%) of the territory included in the area proposed to be annexed, excluding public streets and alleys and any land owned by the annexing municipality.
12. The mailing address of each signer, the legal description of the land owned by each signer and the date of signing of each signature are all shown on this Petition.
13. Attached to this Petition is the Affidavit of the Circulator of this Petition affirming that each signature hereon is the signature of the person whose name it represents.
14. Accompanying this Petition is a minimum of four (4) annexation maps.



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Petitioner(s) hereby request(s) that the City of Commerce City approve the annexation of the area proposed to be annexed.

Owner's Printed Name: Adan Martinez

Owner's Signature: *Adan Martinez*

Address: 3122 E. 110th Dr, Northglenn, CO, 80233-4662

Street Number Street Name City State Zip Code

Date Signed: 1-22-2013

Owner's Printed Name: na

Owner's Signature: _____

Address: na

Street Number Street Name City State Zip Code

Date Signed: na

If necessary, attach a separate sheet that contains the names, addresses, and signatures of additional property owners.

NOTARY CERTIFICATE

STATE OF Colorado)

COUNTY OF Denver) ss.

Subscribed and sworn to before me this 22nd day of January, 2013 by

Adan Martinez
(Insert Owner or Owners' Name)

Witness my hand and official seal.

Notary Public: *[Signature]*

Address: 1275 Tremont Pl. Denver Co 80004
Street Number Street Name City State Zip Code

**(SEAL) ALLISON HINCHER
 NOTARY PUBLIC
 STATE OF COLORADO**

My Commission Expires: 7-1-2015
 My Commission Expires 07/01/2015



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PETITIONERS hereby constitute and appoint _____, our true and lawful attorney-in-fact, on our behalf and in our names in all matters lawfully arising out of this Petition and in respect of any and all proceedings conducted in connection herewith by or before the City Council of the City of Commerce City, County of Adams.

AFFIDAVIT OF CIRCULATOR

STATE OF _____)
) ss.
 COUNTY OF _____)

_____ being duly sworn, upon oath, deposes and states:

1. That the affiant circulated the Petition for Annexation for the purposes of obtaining the signature(s) of the above Petitioner(s).
2. That each signature thereon is the signature of the person whose name it purports to be.

Circulator

NOTARY CERTIFICATE

STATE OF _____)
) ss.
 COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 20____, by

(Insert Name of Circulator)

Witness my hand and official seal.

Notary Public: _____

Address: _____

(SEAL)

Street Number Street Name City State Zip Code

My Commission Expires: _____

ANNEXATION DESCRIPTION:

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 89.21 feet; thence S00°43'58"W, 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".