

**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-252-19

NO. 2019-28

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, a written petition 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 petition 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 petition, 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:

6:00 p.m.
Monday, May 6, 2019
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 18TH DAY OF MARCH 2019.

CITY OF COMMERCE CITY, COLORADO

Sean Ford, Mayor

ATTEST:

Laura J. Bauer, MMC, City Clerk

Exhibit A
Annexation Description

LEGAL DESCRIPTION: ANNEXATION MAP AN-252-19

EXHIBIT A

ANNEXATION DESCRIPTION:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 2 SOUTH, RANGE 67 WEST OF THE 6TH P.M., COUNTY OF ADAMS, STATE OF COLORADO, DESCRIBED AS FOLLOWS:

CONSIDERING THE SOUTH LINE OF PARCEL I AS DESCRIBED IN DEED RECORDED JANUARY 25, 2017 AS RECEPTION NO. 2017000007199 IN THE RECORDS OF THE CLERK AND RECORDER FOR ADAMS COUNTY, COLORADO TO BEAR NORTH 89°49'02" EAST, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO;

BEGINNING AT THE SOUTHWEST CORNER OF LOT 1, BLOCK 7, BELLE CREEK FILING NO. 3, AMENDMENT NO. 2 AS SHOWN ON THE PLAT RECORDED AUGUST 25, 2016 AS RECEPTION NO. 2016000070326 IN THE RECORDS OF THE CLERK AND RECORDER FOR ADAMS COUNTY, COLORADO; THENCE NORTH 13°22'45" EAST, COINCIDENT WITH THE WEST LINE OF SAID BELLE CREEK FILING NO. 3, AMENDMENT NO. 2, AND THE EXISTING MUNICIPAL BOUNDARY OF THE CITY OF COMMERCE CITY, A DISTANCE OF 332.29 FEET TO THE NORTHEAST CORNER OF PARCEL NO. 2 AS DESCRIBED IN SAID DEED RECORDED AS RECEPTION NO. 2017000007199; THENCE DEPARTING SAID MUNICIPAL BOUNDARY, SOUTH 89°46'58" WEST, COINCIDENT WITH THE NORTH LINE OF SAID PARCEL, A DISTANCE OF 438.38 FEET TO THE EAST RIGHT-OF-WAY LINE OF BRIGHTON ROAD AND THE EXISTING MUNICIPAL BOUNDARY OF THE CITY OF COMMERCE CITY AS SHOWN ON ANNEXATION PLAT RECORDED JUNE 29, 1998 IN FILE 18 AT MAP NO. 881 AS RECEPTION NO. C0412997 IN THE RECORDS OF THE CLERK AND RECORDER FOR ADAMS COUNTY, COLORADO; THENCE SOUTH 24°50'47" WEST, COINCIDENT WITH SAID EAST RIGHT-OF-WAY LINE AND SAID EXISTING MUNICIPAL BOUNDARY, A DISTANCE OF 356.21 FEET TO SOUTHWEST CORNER OF PARCEL NO. 2 AS DESCRIBED IN SAID DEED RECORDED AS RECEPTION NO. 2017000007199, AND THE NORTH LINE OF TRACT A, BELL CREEK FILING NO. 3, AMENDMENT NO. 2; THENCE NORTH 89°49'02" EAST, COINCIDENT WITH THE SOUTH LINE OF SAID PARCEL NO. 2, ALSO BEING THE NORTH LINE OF SAID TRACT A, AND SAID EXISTING MUNICIPAL BOUNDARY, A DISTANCE OF 511.17 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 153,287 SQUARE FEET OR 3.519 ACRES, MORE OR LESS.

DESCRIPTION PREPARED

BY: CURTIS D. HOOS, PLS
37971 FOR AND ON BEHALF
OF:

AMERICAN WEST LAND SURVEYING CO.
A COLORADO CORPORATION