

**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-246-17

NO. 2017-98

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, November 6, 2017
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 SEPTEMBER 2017.

CITY OF COMMERCE CITY, COLORADO

BY:

Sean Ford, Mayor

ATTEST:

Laura Bauer, City Clerk

Exhibit A
Annexation Description

A PARCEL OF LAND BEING THE NORTH THIRD OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 2 SOUTH, RANGE 66 WEST OF THE 6TH PRINCIPAL MERIDIAN, EXCEPT THE WEST 30 FEET FOR COUNTY ROAD, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS,

BEARINGS FOR THIS DESCRIPTION ARE BASED ON THE NORTH LINE OF THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 2 SOUTH, RANGE 66 WEST OF THE 6TH P.M., BEARING N 89°31'54" E, AS SHOWN ON THE CITY OF COMMERCE CITY CONTROL DIAGRAM, FROM THE WEST QUARTER CORNER OF SAID SECTION 28, BEING MONUMENTED BY A 3-1/4" ALUMINUM CAP STAMPED "PLS 14630" TO THE CENTER QUARTER CORNER OF SAID SECTION 28, BEING MONUMENTED BY A 3-1/4" ALUMINUM CAP STAMPED "PLS 14630", WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO.

COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 28, THENCE N 89°31'54" E, ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 28, A DISTANCE OF 30.00 FEET TO A POINT ON THE EAST LINE OF THAT ANNEXATION MAP NO. AN-102-89, RECORDED AT RECEPTION NO. B908599, IN THE RECORDS OF THE ADAMS COUNTY CLERK AND RECORDER'S OFFICE, ALSO BEING THE EAST LINE OF THE BUCKLEY ROAD RIGHT-OF-WAY AND THE POINT OF BEGINNING;

THENCE N 89°31'54" E, CONTINUING ALONG SAID NORTH LINE, A DISTANCE OF 2620.70 FEET TO A POINT ON THE WEST LINE OF THAT ANNEXATION MAP NO. AN-226-11, RECORDED AT RECEPTION NO. 2012000006487 SAID ADAMS COUNTY RECORDS, ALSO BEING THE CENTER QUARTER CORNER OF SAID SECTION 28;

THENCE S 00°30'19" E. ALONG SAID WEST LINE OF ANNEXATION MAP NO. AN-226-11 AND ALONG THE EAST LINE OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SAID SECTION 28, A DISTANCE OF 443.15 FEET TO A POINT ON THE NORTH LINE OF SAID ANNEXATION MAP NO. AN-102-89, AND A POINT ON THE SOUTH LINE OF THE NORTH THIRD OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SAID SECTION 28;

THENCE ALONG THE NORTH AND WEST LINES OF ANNEXATION MAP NO. AN-102-89 THE FOLLOWING TWO (2) COURSES:

1. S 89°31'41" W, ALONG SOUTH LINE OF THE NORTH THIRD OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SAID SECTION 28, A DISTANCE OF 2620.57 FEET TO A POINT ON A LINE BEING 30.00 FEET EAST OF AND PARALLEL TO THE WEST LINE OF THE NORTH THIRD OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SAID SECTION 28, ALSO BEING A POINT ON THE EAST LINE OF THE BUCKLEY ROAD RIGHT-OF-WAY;
2. N 00°31'18" W, ALONG THE EAST LINE OF SAID BUCKLEY ROAD RIGHT-OF-WAY, A DISTANCE OF 441.79 FEET TO THE POINT OF BEGINNING.

CONTAINING 26.620 ACRES, MORE OR LESS