

ORDINANCE NO: AN-245-17A

INTRODUCED BY: DIAZ, DOUGLAS, ELLIOT, FORD, FRANK, GUARDIOLA, HUSEMAN, MADERA, TETER

AN ORDINANCE REENACTING AND RATIFYING ORDINANCE AN-245-17 APPROVING THE ANNEXATION OF CONTIGUOUS UNINCORPORATED TERRITORY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF, GENERALLY LOCATED NORTH OF E. 104TH AVENUE AND WEST OF CHAMBERS ROAD (PIN: 172300000279), COMMERCE CITY, COLORADO.

WHEREAS, pursuant to the laws of the State of Colorado, there was presented to and filed with the City of Commerce City, Colorado, a written petition for annexation to and by the City of Commerce City, Colorado, of that property described on attached Exhibit "A", being 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 has conducted a public hearing as required by law to determine the eligibility for annexation of that property described on attached Exhibit "A"; and

WHEREAS, the City Council of the City of Commerce City, Colorado has satisfied itself concerning the eligibility for annexation of that property described on attached Exhibit "A", and concerning the conformance of the proposed annexation to the applicable law and the annexation policy of the City of Commerce City, Colorado.

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

SECTION 1: Ordinance AN-245-17, introduced and passed on first reading on July 17, 2017, and passed on second and final reading on August 7, 2017, is reenacted, confirmed, and ratified effective five (5) days after the final posting and publication of Ordinance AN-245-17 were accomplished pursuant to Section 5.3(g) of the City Charter. All actions taken by the City of Commerce City and the findings of the City Council pursuant to Ordinance AN-245-17 are hereby ratified, approved, and confirmed;

SECTION 2: As set forth in Ordinance AN-245-17:

- (a) the annexation by and to the City of Commerce City, State of Colorado, of that property described on attached Exhibit "A", situated, lying and being in the County of Adams, State of Colorado, meets all requirements of law and the annexation policy of the City of Commerce City, and therefore, the said annexation is hereby approved and made effective;
- (b) The owner(s) of 100% of the property described on attached Exhibit "A" petitioned for annexation; and
- (c) Rezoning of the annexed property shall comply with C.R.S. §31-12-115, within ninety (90) days from the effective date of AN-245-17.

INTRODUCED, PASSED ON FIRST READING AND PUBLIC NOTICE ORDERED
THIS 5TH DAY OF MARCH, 2018.

INTRODUCED, PASSED ON SECOND READING AND PUBLIC NOTICE ORDERED
THIS 2ND DAY OF APRIL, 2018.

CITY OF COMMERCE CITY, COLORADO

BY: _____
Sean Ford, Mayor

ATTEST:

Laura J. Bauer, MMC, City Clerk

AN-245-17

EXHIBIT A- LEGAL DESCRIPTION

A PARCEL OF LAND BEING THE EAST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 7, TOWNSHIP 2 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF ADAMS, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION 7, WHENCE THE SOUTHEAST CORNER OF SAID SECTION 7 BEARS SOUTH 00°10'59" EAST, A DISTANCE OF 2,653.09 FEET WITH ALL BEARINGS CONTAINED HEREIN BEING RELATIVE THERETO;

THENCE ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 7, SOUTH 88°37'20" WEST, A DISTANCE OF 1,312.16 FEET TO THE CENTER-EAST SIXTEENTH CORNER OF SAID SECTION 7 AND THE WESTERLY BOUNDARY OF THE ANNEXATION TO THE CITY OF COMMERCE CITY NO. AN-141-97 AND THE **POINT OF BEGINNING**;

THENCE ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 7 AND SAID WESTERLY BOUNDARY, SOUTH 00°12'18" WEST, A DISTANCE OF 1,318.46 FEET TO THE SOUTHEAST CORNER OF SAID NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 7;

THENCE DEPARTING SAID WESTERLY BOUNDARY, ALONG THE SOUTH LINE OF THE EAST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 7, SOUTH 88°58'56" WEST, A DISTANCE OF 660.47 FEET TO THE SOUTHWEST CORNER OF SAID EAST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE EASTERLY BOUNDARY OF THE ANNEXATION TO THE CITY OF COMMERCE CITY NO. AN-142-97;

THENCE ALONG THE WEST LINE OF SAID EAST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AND SAID EASTERLY BOUNDARY, NORTH 00°24'02" EAST, A DISTANCE OF 1,314.45 FEET TO THE NORTHWEST CORNER OF SAID EAST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE SOUTHERLY BOUNDARY OF SAID ANNEXATION NO. AN-141-97;

THENCE ALONG THE NORTH LINE OF SAID EAST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AND SAID SOUTHERLY BOUNDARY, NORTH 88°37'20" EAST, A DISTANCE OF 656.08 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 19.887 ACRES (866,291 SQ. FT.), MORE OR LESS.