

ORDINANCE NO. AN-252-19

INTRODUCED BY: DAVIS, DOUGLAS, FORD, FRANK, GUARDIOLA,
HUSEMAN, MADERA, TETER

AN ORDINANCE ANNEXING CERTAIN UNINCOPORATED TERRITORY KNOWN AS THE RONQUILLO ANNEXATION, LOCATED AT 10560 & 10650 BRIGHTON ROAD (PIN(S): 172109400011 & 172109400010) TO THE CITY OF COMMERCE CITY, COLORADO

WHEREAS, the real property generally described as Ronquillo Annexation, consisting of a total of 3.519 acres more or less, as more particularly described on Exhibit “A,” attached hereto and incorporated herein (“Property”), is unincorporated territory located in Adams County, Colorado, and contiguous to the City of Commerce City, Colorado (“City”);

WHEREAS, pursuant to the laws of the State of Colorado, Saul Rodriguez Ronquillo (“Annexor”) filed with the City a petition dated January 31, 2019 requesting annexation of the Property to the City;

WHEREAS, the City and the Annexor have negotiated and executed an Pre-Annexation Agreement regarding the proposed annexation and such agreement is on file with the City Clerk;

WHEREAS, the City Council of the City has conducted a duly-noticed public hearing as required by law to determine the eligibility for annexation of the Property to the City and to satisfy itself that the Property is eligible for annexation and that the annexation conforms to applicable law and the annexation policy of the City;

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

SECTION 1: The City Council of the City of Commerce City, Colorado, finds and determines that, pursuant to the findings set forth in Resolution No. 2019-28, the annexation of the Property meets all requirements of law, including the applicable provisions of section 30 of article II of the state constitution and C.R.S. §§ 31-12-104 and 31-12-105, and the annexation policy of the City; does not require an election pursuant to C.R.S. 31-12-107(2); and is in the best interests of the City.

SECTION 2: The City Council of the City of Commerce City, Colorado, hereby approves and ratifies the Pre-Annexation Agreement between the City and Annexor, and ratifies all actions of the City taken pursuant thereto.

SECTION 3: The Property as particularly described in Exhibit “A,” attached hereto and incorporated herein, is hereby annexed to and included within the corporate limits of the City of Commerce City, Colorado, pursuant to C.R.S. § 31-12-111.

SECTION 4: The City Council directs staff to complete all necessary procedures required for annexation of the Property to the City, subject to any applicable provisions of the Annexation Agreement, including: (1) filing for recording three certified copies of this

ordinance and the maps of the annexed Property containing a legal description of the Property (“Annexation Maps”) with the Adams County Clerk and Recorder, and (2) filing the original of this ordinance together with a copy of the Annexation Maps with the City Clerk.

INTRODUCED, PASSED ON FIRST READING AND PUBLIC NOTICE
ORDERED THIS 6TH DAY OF MAY 2019.

INTRODUCED, PASSED ON SECOND READING AND PUBLIC NOTICE
ORDERED THIS 3RD DAY OF JUNE 2019.

CITY OF COMMERCE CITY, COLORADO

Sean Ford, Mayor

ATTEST

Laura J. Bauer, MMC, City Clerk

Exhibit A
AN-252-19 Annexation Description

LEGAL DESCRIPTION: ANNEXATION MAP AN-252-19

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 1 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 THE 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.