



## Legislation Details (With Text)

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<b>File created:</b>	5/6/2015	<b>In control:</b>		<b>In control:</b>	City Council
<b>On agenda:</b>	7/6/2015	<b>Final action:</b>		<b>Final action:</b>	
<b>Title:</b>	RESOLUTION MAKING FINDINGS OF FACT BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY AND ITS CONCLUSION RELATIVE TO ELIGIBILITY OF ANNEXATION TO THE CITY OF COMMERCE CITY OF THE PROPERTY LOCATED AT THE SOUTHEAST AND SOUTHWEST CORNERS OF HIGHWAY 85 AND EAST 104TH AVENUE, COMMERCE CITY, COLORADO IN AN-235-15 NO. 2015-45				

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Resolution, 2. Petition 2, 3. Presentation

Date	Ver.	Action By	Action	Result
7/6/2015	1	City Council	tabled	

RESOLUTION MAKING FINDINGS OF FACT BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY AND ITS CONCLUSION RELATIVE TO ELIGIBILITY OF ANNEXATION TO THE CITY OF COMMERCE CITY OF THE PROPERTY LOCATED AT THE SOUTHEAST AND SOUTHWEST CORNERS OF HIGHWAY 85 AND EAST 104<sup>TH</sup> AVENUE, COMMERCE CITY, COLORADO IN AN-235-15

### Summary and Background Information :

The applicants are petitioning to annex the subject properties located on the southeast and southwest corners of U.S. Highway 85 and E. 104<sup>th</sup> Avenue into Commerce City. The property is currently within unincorporated Adams County and the property on the east side of Highway 85 is zoned I-3 (Industrial) in Adams County while the property on the west side of Highway 85 is zoned C-5 (Commercial), A-3 (Agricultural) and A-1 (Agricultural) in Adams County.

The purpose of the public hearing is to determine and find whether the area proposed to be annexed is eligible for annexation under state law and whether any terms or conditions will be imposed by Council except by agreement. Pursuant to the Land Development Code, annexation by ordinance may be considered at a later date after the City and petitioners reach agreement on terms and conditions to an annexation agreement.

The applicant has submitted an application for PUD zoning for the subject property that remains pending.

**Staff Responsible (Department Head ):** Chris Cramer, Community Development Director

**Staff Member Presenting :** Jenny Axmacher, City Planner

**Financial Impact :** N/A

**Funding Source :** N/A

**Staff Recommendation :** Approval

**Suggested Motion :**

Council can find the property eligible for annexation under state law and adopt a resolution and impose no additional terms or conditions; or Council can find the property eligible for annexation under state law and adopt a resolution and impose additional terms or conditions, which would require an election for approval; or Council could find the property ineligible for annexation.