ORDINANCE NO. <u>2482</u> INTRODUCED BY: <u>Padilla</u>

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, DISCONNECTING FROM THE CORPORATE BOUNDARIES OF THE CITY OF BRIGHTON APPROXIMATELY 23.7 ACRES AT THE NORTHWEST CORNER OF 120TH AVENUE AND CHAMBERS ROAD BEING A PORTION OF THE SOUTHEAST ONE-QUARTER OF SECTION 31, TOWNSHIP 2 SOUTH, RANGE 66 WEST, ALL OF THE 6TH PRINCIPAL MERIDIAN, CITY OF BRIGHTON, COUNTY OF ADAMS, STATE OF COLORADO

WHEREAS, the City of Brighton, Colorado (the "City") is a home rule municipal corporation duly organized and existing under the City's Home Rule Charter adopted pursuant to Article XX of the Constitution of the State of Colorado; and

WHEREAS, the *Brighton Municipal Code* contains certain provisions related to land use and zoning set forth in Chapter 17, also known as the *Land Use and Development Code* ("LUDC"); and

WHEREAS, Adams Crossing LLC (the "Owner") is the owner of approximately 23.682 acres of land on the northwest corner of 120th Avenue and Chambers Road and more specifically described in Exhibit A and depicted in the Adams Crossing De-Annexation Map Exhibit B (the "Property"), both of which are attached hereto; and

WHEREAS, Lance Richards of Landmark Development (the "Applicant"), working on behalf of the Owner, has requested approval of the disconnection of the Property; and

WHEREAS, pursuant to Section 2.11 of the LUDC, the Applicant provided the application and notice of the disconnection request to the Adams County Board of County Commissioners and all boards of directors of special districts serving the Property; and

WHEREAS, neither the Adams County Board of County Commissioners nor the boards of directors of special districts serving the Property responded with concerns or requested a meeting to discuss any concerns; and

WHEREAS, the City Council considered the disconnection pursuant to the applicable provisions and criteria set forth in the LUDC; and

WHEREAS, the City Council hereby finds and determines that the best interests of the City of Brighton will not be prejudiced by the disconnection.

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

<u>Section 1</u>. That disconnection from the City of Brighton for the Property located at the northwest corner of 120th Avenue and Chambers Road and more specifically described on the Adams Crossing De-Annexation Map attached hereto is hereby approved.

<u>Section 2</u>. As provided in City Charter Section 5.9(A), this Ordinance, either as presented or as amended, shall be published in full as it was adopted after the initial reading. This Ordinance shall be in full force and effect five days after its final publication, as provided in City Charter Section 5.8.

<u>Section 3</u>. That after this Ordinance becomes effective, the City Clerk shall cause the Ordinance and the Adams Crossing De-Annexation Map to be recorded with the Adams County Clerk and Recorder.

<u>Section 4.</u> Once the Ordinance and De-Annexation Map have been recorded, the applicable maps of the City shall be amended to indicate that the Property is no longer within the corporate boundaries of the City of Brighton.

INTRODUCED, PASSED ON FIRST READING, AND ORDERED PUBLISHED, THIS 7^{TH} DAY OF MAY 2024.

PASSED ON SECOND AND FINAL READING AND ORDERED PUBLISHED BY TITLE ONLY THIS 5^{TH} DAY OF AUGUST 2025.

CITY OF BRIGHTON, COLORADO

GREGORY MILLS, Mayor

ATTEST:

NATALIE HOEL, City Clerk

Published in the Brighton Standard Blade

First Publication: May 16, 2024 Final Publication: August 14, 2025

APPROVED AS TO FORM:

YASMINA GIBBONS, Deputy City Attorney

EXHIBIT A LEGAL DESCRIPTION

DE-ANNEXATION DESCRIPTION

TWO (2) PARCELS OF LAND LOCATED IN SECTION 31, TOWNSHIP 1 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF ADAMS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS: THE EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 31, TOWNSHIP 1 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, ASSUMED TO BEAR NORTH 00"28"32" WEST, A DISTANCE OF 2.653.87 FEET, BEING MONUMENTED AT THE SOUTHEAST QUARTER CORNER OF SAID SECTION 31 BY A 3-1/4"ALUMINUM CAP STAMPING ILLEGIBLE AND AT THE EAST QUARTER CORNER OF SAID SECTION 31 BY A 3-1/4"ALUMINUM CAP STAMPED "ALPHA ENGINEERING PLS 1233"

PARCEL A

COMMENCING AT THE SOUTHEAST QUARTER CORNER OF SAID SECTION 31:

THENCE ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 31, NORTH 00728'32" WEST, A DISTANCE OF 1677.48 FEET TO THE POINT OF BEGINNING ANI A POINT ON THE PRESENT CITY OF COMMERCE CITY LIMITS PER AN-89-88 ADAMS COUNTY RECORDS, RECORDED AT RECEPTION NO. 8799284, ALSO BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE EASTERLY HAVING A RADIUS OF 1,014,93 FEET. THE RADIUS POINT OF SAID CURVE BEARS SOUTH 51'30'11" EAST; THENCE DEPARTING SAID EAST LINE AND AN-89-88, SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 30'29'34", AN ARC LENGTH OF 540.15 FEET; THENCE SOUTH 08'00'15" WEST, A DISTANCE OF 100.00 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 988.37 FEET; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 37'30'00 AN ARC LENGTH OF 260.73 FEET TO THE BEGINNING OF A REVERSE CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 410.00 FEET; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 43'00'32 AN ARC LENGTH OF 30'7.77 FEET TO THE BEGINNING OF A REVERSE CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 140.00 FEET; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 82'45'04 AN ARC LENGTH OF 202.20 FEET. THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 82'45'04 AN ARC LENGTH OF 202.20 FEET. THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 82'45'04 AN ARC LENGTH OF 202.20 FEET. THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 43'49'19' AN ARC LENGTH OF 428.31 FEET TO THE ESTANCE OF 371.14 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 560.00 FEET; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 43'49'19' AN ARC LENGTH OF 428.31 FEET TO THE ESTANCE OF 371.14 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 560.00 FEET; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 43'49'19' AN ARC LENGTH OF 428.31 FEET TO THE ESTANCE OF 66.50 FEET THENCE ALONG SAID AN-89-88; SOUTH 00'28'32" E

CONTAINING AN AREA OF 9.852 ACRES, (429,151 SQUARE FEET), MORE OR LESS.

PARCEL B

COMMENCING AT THE SOUTHEAST QUARTER CORNER OF SAID SECTION 31:

THENCE ALONG THE EAST LINE OF THE SOUTHEAST CUARTER OF SAID SECTION 31. NORTH 00'28'32' WEST, A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING AND POINT ON THE PRESENT CITY OF COMMERCE CITY UMITS PER AN-82-87 ADAMS COUN RECORDS, RECORDED AT RECEPTION NO. 8781151 AND THE SOUTHERLY BOUNDARY OF THAT CERTAIN WARRANTY DEED ADAMS COUNTY RECORDS IN BOOK 5441 AT PAGE 81; THENCE ALONG SAID AN-82-87, SOUTH 89'29'33' WEST, A DISTANCE OF 1.358.06 FEE THENCE DEPARTING SAID AN-82-87 AND ALONG THE EASTERLY BOUNDARY OF SAID WARRANTY DEED, NORTH 41'29'42" EAST, A DISTANCE OF 166.71 FEET; THENCE DEPARTING SAID EASTERLY BOUNDARY, NORTH 48'34'32" WEST, A DISTANCE OF 15.94 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 440.00 FEET, THE RADIUS POINT OF SAID CURVE BEARS SOUTH 48'34'32" EAST;
THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 43'49'19' AN ARC LENGTH OF 336.53 FEET;
THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 43'49'19' AN ARC LENGTH OF 336.53 FEET;
THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 82'45'04 AN ARC LENGTH OF 375.51 FEET TO THE BEGINNING OF A REVERSE CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 290.00 FEET;
THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 43'00'32 AN ARC LENGTH OF 217.69 FEET TO THE BEGINNING OF A REVERSE CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 290.00 FEET;
THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 43'00'32 AN ARC LENGTH OF 217.69 FEET TO THE BEGINNING OF A REVERSE CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 518.37 FEET;
THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 43'00'32 AN ARC LENGTH OF 339.27 FEET;
THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 57'30'00 AN ARC LENGTH OF 339.27 FEET;
THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 19'40'22", AH ARC LENGTH OF 307.28 FEET TO SAID AN-89-88 AND THE EAST LINE OF THE SOUTHEAST OLARTER OF SECTION 31:
THENCE NORTHEAST OLARTER OF SECTION 31:
THENCE A

CONTAINING AN AREA OF 13.830 ACRES, (602.440 SQUARE FEET), MORE OR LESS.

CONTAINING A TOTAL AREA OF 23.682 ACRES, (1,031,591 SQUARE FEET), MORE OR LESS.

ADAMS CROSSING DE-ANNEXATION MAP

LOCATED IN THE SOUTHEAST QUARTER OF SECTION 31, TOWNSHIP 1 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN.

COUNTY OF ADAMS, STATE OF COLORADO SHEET 1 OF 2

DE-ANNEXATION DESCRIPTION

TWO (2) PARCELS OF LAND LOCATED IN SECTION 31, TOWNSHIP 1 SOUTH, HANCE 66 WEST OF THE SUITH PRINCIPAL MERICAN, COUNTY OF ADAMS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIPTION OF ADAMS.

PARCEL AL

COMMENCING AT THE SOUTHEAST QUARTER CORNER OF SAID SECTION 31:

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PAGE 466. THENCE ALPHO END CASTERLY MICHT-OF-WAY NORTH 41'25'26' EAST, A USTANCE OF 24 NOVEL ALPHO SHO AND MET ME, SOUTH GO'25' LAST, A DISTANCE OF 66 50 FEET TO THE FORTH OF DECEMBER.

CONTAINING AN AREA OF 9.852 ACRES, (129,151 SQUARE FEET), MORE OR LESS.

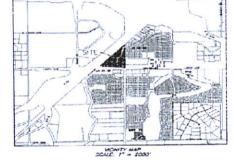
COMMENCING AT THE SOUTHEAST QUARTER CORNER OF SAID SECTION 31.

CONTAINING AN AREA OF 13.600 ACRES. (602.440 SQUARE FEET), MORE OF LESS

CONTAINING A TOTAL AREA OF 23.682 ACPES, (1,031,591 SQUARE FEET), MORE OR LESS.

EXECUTED THIS DAY OF . AG 20

ADAMS CROSSING, LLC



SURVEYOR'S CERTIFICATION

I, JAMES C. LYNON, A LOCINSCO PROFESSIONAL LAND SUPVEYOR IN THE STATE OF COLORADO DO HEREST CENTET THAT THIS DELANICIATION MAY MAD PREPARED HOUMAN MY REPORTSHEE CHANGE FROM A FEEL SURVEY OF THE ARMY OSCURREN PROJERTY AND TO THE REST OF HY PROFESSIONAL KNOWLEND, INCOMMENTAL AND DELET TO AN ACCURATE DEPOSICIATION OF SAYO SERVEY.



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CITY COUNCIL CERTIFICATE

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4 THE WORD "CERTIFY" AS USED HEREON MEANS AN EXPRESSION OF PROPERSIONAL OFNION AND DOCK NOT CONSTITUTE A WARRANTY ON GUARANTEE, EMPCOSOTO ON AMPLEY.

NOTES

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ADAMS COUNTY CLERK AND RECORDER'S CERTIFICATE

MARKEN

THIS MAP WAS FLED FOR RECORD IN THE OFFICE OF ADAMS COUNTY CLERK AND TECOFDER, IN THE STATE OF COLORADO, AT ______ ON THE ______ DAY OF

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