

ORDINANCE NO.

19-06
Series of 2019

**TITLE: A CORRECTED ORDINANCE APPROVING AND ACCOMPLISHING
THE ANNEXATION OF CONTIGUOUS UNINCORPORATED TOWN-
OWNED PROPERTY LOCATED IN WELD COUNTY**

WHEREAS, the Town of Hudson owns the real property described in attached **Exhibit A**, which is contiguous unincorporated territory situated, lying, and being in the County of Weld, State of Colorado;

WHEREAS, the Town Council of the Town of Hudson, 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 Town of Hudson, Colorado; and

WHEREAS, the Town desires to correct Ordinance No. 18-09, Series of 2018, which was previously adopted and attempted to accomplish the annexation of the same property, except that the legal description mistakenly included .102 acres of property already located within the corporate limits of the Town of Hudson,

BE IT ORDAINED BY THE TOWN COUNCIL FOR THE TOWN OF HUDSON, COLORADO, THAT:

Section 1. Ordinance No. 18-09, Series of 2018, is hereby repealed on the effective date of this Ordinance.

Section 2. The annexation by and to the Town of Hudson, State of Colorado, of that property described in attached Exhibit A, situated, lying, and being in the County of Weld, State of Colorado, meets all requirements of law and the annexation policy of the Town of Hudson and, therefore, said annexation is hereby approved and made effective.

Section 3. The Town of Hudson owns one hundred percent (100%) of the property described on the attached Exhibit A, and said property is not solely a public street or right-of-way.

Section 4. Upon the effective date of this Annexation Ordinance, all lands within the area to be annexed shall become subject to the municipal laws of the State of Colorado pertaining to towns, and to all ordinances, resolutions, rules, and regulations of the Town of Hudson.

Section 5. Considering all of the foregoing, and based on the conviction that annexation of this property to the Town of Hudson will serve the best interest of the Town of Hudson as the owner of the territory to be annexed, the unincorporated territory described in Exhibit A, which is attached hereto and made a part hereof, is hereby annexed to the Town of Hudson, Colorado.

Section 6. The Town Clerk shall file, for recording, three (3) certified copies of the Annexation Ordinance and three (3) copies of the Annexation Map with the Clerk and Recorder of the County of Weld, State of Colorado.

Section 7. The Annexation Map showing the boundaries of the newly annexed territory, as above described, shall be kept on file in the office of the Weld County Clerk and Recorder.

Section 8. The Town Clerk shall file one (1) certified copy of the Annexation Ordinance and one (1) copy of the Annexation Map with the Division of Local Governments of the Department of Local Affairs.

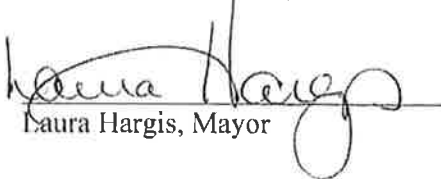
Section 9. This annexation shall become effective ten (10) days after final publication by title only, except that for the purpose of general taxation, it shall become effective on January 1st of the next succeeding year following passage of this Ordinance.

Section 10. Safety Clause. The Town Council hereby finds, determines, and declares that this ordinance is promulgated under the general police power of the Town of Hudson, that it is promulgated for the health, safety, and welfare of the public, and that this ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Council further determines that the ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 11. Severability. If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

2 INTRODUCED, READ BY TITLE, AND ADOPTED ON FIRST READING this day of January, 2019.

TOWN OF HUDSON, COLORADO


Laura Hargis, Mayor

ATTEST:

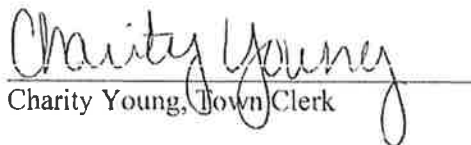

Charity Young, Town Clerk

EXHIBIT "A"

LEGAL DESCRIPTION OF LAND

BEING A 10.954 ACRE TRACT OF LAND LOCATED IN SECTION 36, TOWNSHIP 2 NORTH, RANGE 65 WEST OF THE 6TH P.M., COUNTY OF WELD, STATE OF COLORADO, BEING A PORTION OF "PARCEL B" AS RECORDED IN RECEPTION NO. 02231752 OF THE WELD COUNTY PUBLIC RECORDS, SAID TRACT MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 36 (A FOUND 2.5 INCH ALUMINUM CAP PARTIALLY ILLEGIBLE), WHENCE THE EAST ¼ CORNER OF SAID SECTION 36 BEARS N 00°25'43"W, 2693.53 FEET, THENCE N 00°25'43"W, ALONG THE EASTERLY LINE OF THE SOUTHEAST ¼ OF SAID SECTION 36, A DISTANCE OF 1692.14 FEET, THENCE S 89°50'38"W, 30.00 FEET TO THE NORTHEAST CORNER OF LOT 7B, HUDSON INDUSTRIAL PARK FILING NO. 1, RCORDED AT RECEPTION NO. 2797604, WELD COUNTY CLERK AND RECORDER'S OFFICE (A FOUND #4 REBAR STAMPED LS 23027) AND THE TRUE POINT OF BEGINNING OF THIS TRACT OF LAND; THENCE S 89° 50' 38" W, ALONG THE NORTHERLY LINE OF SAID LOT 7B, A DISTANCE OF 3268.74 FEET;

THENCE N 47° 59' 23" E, A DISTANCE OF 224.54 FEET;

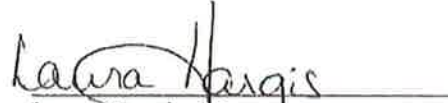
THENCE N 89° 50' 38" E, A DISTANCE OF 3100.78 FEET TO THE WESTERLY RIGHT OF WAY OF COUNTY ROAD 49 (60 FOOT ROW), RECORDED A BOOK 86, PAGE 273, WELD COUNTY CLERK AND RECORDER'S OFFICE;

THENCE S 00° 25' 43" E, A DISTANCE OF 149.82 FEET TO THE POINT OF BEGINNING.

CONTAINING 10.954 ACRES (477,141 SQ. FEET), MORE OR LESS.

PASSED by a vote of 7 for and 0 against AND ORDERED PUBLISHED BY TITLE ONLY, with a complete copy available for public inspection and acquisition in the office of the town clerk this 16 day of Jan, 2019.

TOWN OF HUDSON, COLORADO


Laura Hargis, Mayor

ATTEST:


Charity Young, Town Clerk

APPROVED AS TO FORM:


Corey Y. Hoffmann, Town Attorney

