

RESOLUTION NO.

21-32

Series of 2021

TITLE: A RESOLUTION MAKING CERTAIN FINDINGS OF FACT REGARDING THE PROPOSED ANNEXATION OF UNINCORPORATED TERRITORY LOCATED IN THE COUNTY OF WELD (HUDSON COUNTY ROAD 49 - ANNEXATION NO. 1)

WHEREAS, a petition for annexation was filed with the Town Clerk requesting the annexation of certain unincorporated territory located in Weld County described in Exhibit A as Annexation No. 1 and Annexation No. 2, which is attached hereto and incorporated herein by this reference, also known as Hudson County Road 49 (the "Property");

WHEREAS, by resolution adopted on July 21, 2021, the Town Council found the petition to be in substantial compliance with C.R.S. § 31-12-107(1);

WHEREAS, on September 15, 2021, the Town Council conducted a properly-noticed public hearing to determine if the Property, as Annexation No. 1 and Annexation No. 2, is eligible for annexation to the Town;

WHEREAS, subject to the requirements imposed by C.R.S. § 31-12-105(1)(e), the contiguity required for annexation of the Property as a whole may be established by the annexation of one or more parcels in a series, which annexations may be completed simultaneously and considered together for the purposes of the public hearing required by C.R.S. §§ 31-12-108 and 31-12-109; and

WHEREAS, the Property will be annexed serially such Annexation No. 1 of the Property will establish the contiguity necessary for Annexation No. 2 of the Property.

NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF HUDSON, COLORADO, AS FOLLOWS:

Section 1. The applicable provisions of C.R.S. § 31-12-104 have been met, in that not less than one-sixth of the perimeter of that portion of Property described as Annexation No. 1 of the Property is contiguous with the existing boundaries of the Town, and, therefore, a community of interest exists between Annexation No. 1 of the Property and the Town. Further, the Property described as Annexation No. 1 is urban or will be urbanized in the near future and is integrated or is capable of being integrated with the Town.

Section 2. The applicable provisions of C.R.S. § 31-12-105 have been met, in that for Annexation No. 1 of the Property, no land held in identical ownership has been divided or included without written consent of the owner thereof; no annexation proceedings have been commenced by another municipality; the annexation will not result in the detachment of land

09/11/21

from a school district; the annexation will not result in the extension of a Town boundary more than three miles; the Town has in place a plan for said three-mile area; and, in establishing the boundaries of Annexation No. 1 of the the Property, the entire width of any street or alley is included within the Property.

Section 3. An annexation election is not required under C.R.S. § 31-12-107(2) and no additional terms or conditions are to be imposed upon the area to be annexed other than as contained in the Annexation Agreement, which has been approved by separate resolution.


Section 4. That portion of the Property described as Annexation No. 1 is eligible for annexation to the Town, and all requirements of law have been met, including the requirements of C.R.S. §§ 31-12-104 and 31-12-105.

Section 5. An ordinance annexing to the Town that portion of the Property described as Annexation No. 1 will be considered by the Town Council pursuant to C.R.S. § 31-12-111.

INTRODUCED, READ and PASSED this 15th day of September 2021.



TOWN OF HUDSON, COLORADO


Laura Hargis, Mayor

ATTEST:


Charity Campfield, CMC, Town Clerk

Exhibit A
Property Description
HUDSON COUNTY ROAD 49
Annexation No. 1

BEING A 1.398 ACRE TRACT OF LAND LOCATED IN SECTION 1, TOWNSHIP 1 NORTH, RANGE 65 WEST AND IN SECTION 6, TOWNSHIP 1 NORTH, RANGE 64 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO:

BEGINNING AT THE EAST QUARTER CORNER OF SAID SECTION 1; THENCE ALONG THE EAST-WEST CENTERLINE OF SAID SECTION 6 NORTH 88°45'30" EAST, A DISTANCE OF 30.00 FEET;

THENCE SOUTH 01°23'28" WEST, A DISTANCE OF 855.53 FEET;

THENCE NORTH 04°24'15" WEST A DISTANCE OF 454.37 FEET;

THENCE NORTH 00°37'07" WEST, A DISTANCE OF 218.88 FEET TO THE NORTHEASTERLY LINE OF THAT PARCEL OF LAND AS DESCRIBED IN WARRANTY DEED RECORDED AT RECEPTION NO. 4677267 IN THE OFFICE OF THE WELD COUNTY CLERK AND RECORDER;

THENCE ALONG SAID NORTHEASTERLY LINE NORTH 60°13'54" WEST, A DISTANCE OF 370.82 FEET TO THE EAST-WEST CENTERLINE OF SAID SECTION 1;

THENCE ALONG SAID EAST-WEST CENTERLINE OF SAID SECTION 1 SOUTH 89°46'31" EAST, A DISTANCE OF 349.92 FEET TO THE POINT OF BEGINNING

CONTAINING 1.398 ACRES (60,914 SQ. FEET), MORE OR LESS.

