

ORDINANCE NO. 690

#690

AN ORDINANCE ANNEXING A TRACT OF GROUND LOCATED  
IN SECTIONS 9 AND 10, TOWNSHIP 4 SOUTH, RANGE 70  
WEST OF THE 6TH P.M., TO THE CITY OF GOLDEN,  
COLORADO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1: That the Petition for the annexation of the hereinafter described property meets the applicable requirements of the 1963 Colorado Revised Statutes, as amended, 139-21-3 and 139-21-4, that no election is required under 139-21-6(2), that the owners of 100 percent of the hereinafter described property have petitioned for annexation, that the hereinafter described terms and conditions of annexation are imposed, and that the Petition has met all of the requirements except the passage and adoption of this Ordinance to annex the hereinafter described real property to the City of Golden, Colorado.

Section 2: That the following described real property situate in the County of Jefferson, State of Colorado, be and the same hereby is annexed to the City of Golden, to-wit:

All of Section 9, except the Northwest  $\frac{1}{4}$ ; and  
all of the West  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section  
10; all in Township 4 South, Range 70 West of  
the 6th P.M., County of Jefferson, State of  
Colorado.

Section 3: That the annexation be, and the same hereby is made subject to the following terms and conditions which shall run with the above described property and be binding upon all present and future owners of all or any parcel thereof:

(a) No more than 25 single family residential units shall be constructed on the subject property;

(b) With the exception of the improvements mentioned above, and other improvements incidental and appurtenant to the use of said residential structures, such as common horse stables, common recreational structures, or similar improvements, storage facilities for maintenance equipment, and such improvements as carports or garages to be used by the owners of said residential structures, no other improvements shall be constructed on the property.

(c) Except as necessary for the construction of the foregoing improvements, and the necessary roads, water lines, sewer lines, gas and power lines, and other similar purposes, the property shall remain and shall be maintained in its natural state, or as near thereto as is practicable.

(d) The City of Golden, because of the inaccessibility of the subject property caused by its location and topography, is unable to deliver the same quality of municipal services to said property as it delivers to the other residential properties within the City of Golden. Such inaccessibility makes the delivery of any municipal services to the subject property more difficult and expensive, therefore, said property shall be taxed similar to all other residential property located within the City of Golden, but said property shall only receive standard municipal services as qualified hereinafter:

(1) The streets, water lines and sewer lines on the subject property shall be privately owned, and the costs of construction, repair, and maintenance of said facilities shall be borne by the owners of the subject property and shall not be borne by the City of Golden.

(2) The subject property shall not be entitled to routine patrol services of the Police Department of the City of Golden. However, to the extent practicable, police services will be made available in emergency situations, and with regard to matters of investigation.

(3) Fire protection will not be afforded to the subject property by the City of Golden, and the owners of said property shall be required to make and maintain adequate arrangements for fire protection, either through an existing fire protection district, or by other appropriate means.

(4) The City of Golden shall not be required to furnish the subject property with treated water; however, to the extent practicable, raw water in sufficient quantities will be made available to the residents of the subject property, and treated water shall be furnished if it is reasonably practicable to do so provided that any additional delivery expenses shall be borne by the landowners of said property.

(5) The City of Golden reserves the right to tax the subject property appropriately for any additional expenses incurred over and above taxes already being paid on the subject property if, for any reason, the City of Golden is required to provide the subject property with the same quality of services enjoyed by the other citizens of Golden.

Introduced, read and ordered published this 26th day of April, 1973.

Adopted, approved and ordered published this 10th day of May, 1973.

\_\_\_\_\_  
David C. Crawford, Mayor

Attest:

\_\_\_\_\_  
Sharon L. Bennetts, City Clerk

Approved as to form:

\_\_\_\_\_  
Daniel T. Moyle, Jr., City Attorney

I, Sharon L. Bennetts, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced and read at a regular meeting of the City Council of said City, held on the 26th day of April, 1973, and by order of said City Council was published as a proposed ordinance as the law directs more than seven days prior to its passage in the Outlook, legal newspaper; and that on the 10th day of May, 1973, the said proposed ordinance was read and passed by the City Council aforesaid, the said meeting being a regular meeting of said City Council and ordered published in aforesaid newspaper as the law directs.

Witness my hand and official seal of the City of Golden, Colorado, this 16th day of May, A.D. 1973.

(SEAL)

Attest: \_\_\_\_\_  
Sharon L. Bennetts, City Clerk of  
the City of Golden, Colorado