

ORDINANCE NO. 789

AN ORDINANCE ANNEXING A TRACT OF GROUND  
LOCATED IN SECTION 11, TOWNSHIP 4 SOUTH,  
RANGE 70 WEST OF THE 6TH P.M. TO THE CITY  
OF GOLDEN, COLORADO, AND COMMONLY KNOWN  
AS THE INTERSTATES-DENVER WEST ANNEXATION

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 1973 Colorado Revised Statutes, as amended, 1975 Cumulative Supplement, 31-12-104 and 31-12-105, that no election is required under 32-12-107 (1) (g), that the owners of 100% 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 real property described in Exhibit "A" hereto, incorporated herein by this reference, situate in the County of Jefferson, State of Colorado be and the same hereby is annexed to the City of Golden, 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. Because the property being annexed by this ordinance cannot currently be properly served by a quality of municipal service equal to those areas presently within the city limits, and because the providing of such equal service will require the expenditure of capital funds, the owners of the annexed property, and their heirs or assigns, shall comply with the following specific requirements, contemporaneously herewith:
  - a. The annexers shall pay to the City their pro rata share of the capital construction costs for such transmission main facilities as are necessary to bring adequate water service for domestic use, irrigation use, processing use and fire-fighting purposes to the annexed area, and the determination of same shall be made by the City Engineer. Such capital construction shall occur at such time as the City Council may determine is proper. To insure compliance with this section the annexers shall enter into a water service contract as required by existing ordinance, which may be part of a municipal services agreement.
  - b. The annexers shall enter into a municipal services agreement with the City, which agreement shall limit the degree of fire protection service to the annexed area until such time as proper water service facilities have been installed.
  - c. Because the annexed property cannot be served by the sewage system of the City, the municipal services agreement shall delineate the method of providing sewer service to the annexed property as well as resolve the questions of cost responsibility, maintenance responsibility and system develop-