

RESOLUTION NO. 1114

A RESOLUTION MAKING CERTAIN FINDINGS OF FACT REGARDING THE PROPOSED ANNEXATION OF A PARCEL OF LAND LOCATED IN THE WEST HALF OF SECTION 21, TOWNSHIP 3 SOUTH, RANGE 70 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF JEFFERSON, STATE OF COLORADO, AS REQUESTED BY THE L.H. KILGROE CONSTRUCTION CO.

WHEREAS, on May 25, 2000, the City Council of the City of Golden approved Resolution No. 1099 to find the petition referencing the parcel of land as described in Exhibit "A", attached hereto and incorporated by this reference, to be in substantial compliance with the requirements of Section 31-12-107 (1), Colorado Revised Statutes; and

WHEREAS, Resolution No. 1099 established the date of July 13, 2000 to conduct a hearing on eligibility for annexation; and

WHEREAS, the City Clerk has provided notice of that public hearing on the proposed annexation by publication once a week for four consecutive weeks in the Golden Transcript and by registered mail to the Jefferson County Commissioners, the Jefferson County Attorney, the Jefferson County R-1 School District and to any special district having territory in the area to be annexed; and

WHEREAS, Jefferson County has requested a modification to the legal description to include additional portions of Pine Ridge Road; and

WHEREAS, the City Council has completed that public hearing to determine whether the proposed annexation complies with Sections 31-12-104 and 105, Colorado Revised Statutes, to establish eligibility for annexation.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. That the City of Golden hereby finds and concludes with regard to the annexation of the parcel described in Exhibit "A", as such legal description has been modified, that upon annexation of the parcel of land described in Resolution 1113, not less that one-sixth of the perimeter of the area proposed to be annexed in conjunction with this Resolution 1114 will be contiguous with the existing boundaries of the City of Golden.

Section 2. A community of interest exists between the parcel proposed to be annexed and the City of Golden, because of its proximity to the city, and the availability of municipal services to serve the parcel.

Section 3. The parcel proposed to be annexed is urban or will be urbanized in the near future.

Section 4. The parcel proposed to be annexed is integrated with or is capable of being integrated with the City of Golden.

Section 5. No land held in identical ownership has been divided or included without written consent of the owner thereof.

Section 6. No annexation proceedings have been commenced by another municipality with regard to this property.

Section 7. The annexation will not result in the detachment of the subject area from a school district.

Section 8. The annexation will not result in the extension of the Golden municipal boundary by more than three miles.

Section 9. The City of Golden has an adopted plan in place to include the parcel proposed to be annexed.

Section 10. The parcel proposed to be annexed is eligible for annexation pursuant to the applicable parts of section 31-12-104 of Colorado Revised Statutes.

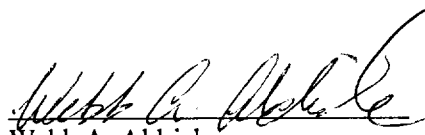
Section 11. None of the limitations of section 31-12-105 of Colorado Revised Statutes apply to restrict annexation.

Section 12. An annexation election is not required under Section 31-12-107- (2) or 31-12-112, Colorado Revised Statutes.

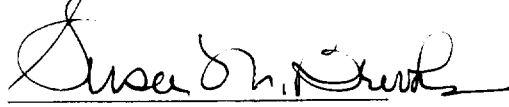
Section 13. No additional terms or conditions are to be imposed at this time upon the parcel to be annexed.

Section 14. Based upon the foregoing, City Council finds that the proposed annexation complies with Sections 31-12-104 and 105, Colorado Revised Statutes.

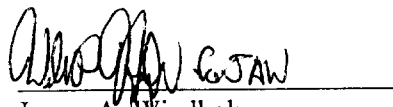
Adopted the 13th day of July, 2000.


Webb A. Aldrich
Mayor Pro-tem

ATTEST:


Susan M. Brooks, CMC/AAE
City Clerk

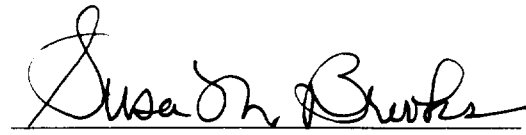
APPROVED AS TO FORM:


James A. Windholz
City Attorney

I, Susan M. Brooks, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing is a true copy of a certain Resolution adopted by the City Council of the City of Golden, Colorado at a regular meeting thereof held on the 13th day of July, A.D., 2000.

(SEAL)

ATTEST:

A handwritten signature in cursive script that reads "Susan M. Brooks". The signature is written in black ink and is positioned above a horizontal line.

Susan M. Brooks, City Clerk of the City of Golden, Colorado

EXHIBIT A

LEGAL DESCRIPTION

A tract of land lying in the W 1/2 of Section 21, T3S, R70W of the 6th P.M., Jefferson County, Colorado described as follows:

Beginning at the NW Corner of said Section 2; thence N 89°48'40" E along the north line of said Section 21 1314.29' to the W 1/16, S16/ S21; thence N 89°48'37" E continuing along said north line 187.15' to the northwest corner of "Northeast Kilgroe Parcel - Annexation No. 2 to the City of Golden"; thence along the westerly line of said Annexation the following five courses: thence S 12°14'23" W 1653.48'; thence N 89°52'48" E 206.72'; thence S 0°03'36" E 1058.93'; thence N 89°06'01" E 410.98'; thence S 61°08'16" E 100.50' to a point on the northwesterly line of "Southeast Kilgroe Parcel - Annexation No. 1 to the City of Golden", also being the westerly Right-of-Way line of Colorado Highway 93; thence along said Annexation No.1 and ROW lines the following courses: thence S 31°29'00" W 279.64'; thence S 36°57'43" W 346.13'; thence S 35°22'58" W 233.21'; thence S 84°42'30" W 89.01'; thence N 71°12'06" W 205.24'; thence S 16°00'20" W 90.00'; thence S 69°48'34" E 205.55'; thence S 2°46'31" E 84.50' to a point of non-tangent curve; thence along a curve to the left having a central angle of 1°13'13", a radius of 1687.10', a length of 35.93' and a long chord which bears S 29°04'45" W at a distance of 35.93'; thence S 61°32'48" W 71.39'; thence S 18°38'59" W 40.04'; thence S 20°16'51" E 49.62' to a point of non-tangent curve; thence along a curve to the left having a central angle of 6°49'51", a radius of 1687.10', a length of 201.14' and a long chord which bears S 20°33'51" W at a distance of 201.02'; thence, departing said Annexation No. 1 and ROW lines, S 89°27'51" W 451.97'; thence N 0°02'32" W 575.99'; thence S 89°21'45" W 656.94' to a point on the west line of said Section 21; thence along said west line the following two courses: thence N 0°02'28" W 744.24' to the W 1/4 Corner of said Section 21; thence N 0°01'57" W 2630.03' to the Point of Beginning, containing 115.5 Acres.