

RESOLUTION NO. 1159

**A RESOLUTION MAKING CERTAIN FINDINGS OF FACT REGARDING THE PROPOSED ANNEXATION OF A PARCEL OF LAND LOCATED IN SECTION 1, TOWNSHIP 4 SOUTH, RANGE 70 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF JEFFERSON, STATE OF COLORADO, AS REQUESTED BY LONE TREE LLLP**

WHEREAS, on October 26, 2000, the City Council of the City of Golden approved Resolution No. 1144 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. 1151 established the date of December 14, 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, 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 not less than one-sixth of the perimeter of the area proposed to be annexed in conjunction with this Resolution No. 1159 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

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.

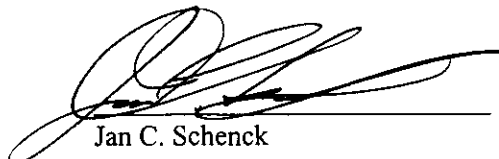
Section 11. None of the limitations of section 31-12-105 of Colorado Revised Statutes apply to restrict annexation.

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

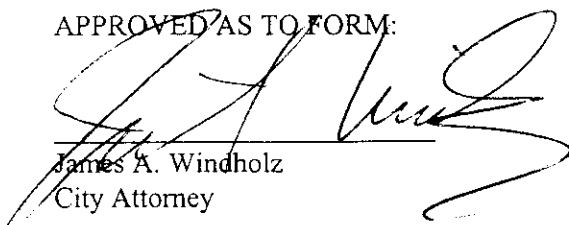
Adopted the 14<sup>th</sup> day of December, 2000.

  
Jan C. Schenck  
Mayor

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 14<sup>th</sup> day of December, A.D., 2000.

(SEAL)

ATTEST:

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

**EXHIBIT A**

LEGAL DESCRIPTION

A PARCEL LYING IN THE SOUTHWEST ONE-QUARTER OF SECTION 1, TOWNSHIP 4 SOUTH, RANGE 70 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF JEFFERSON, STATE OF COLORADO, DESCRIBED AS FOLLOWS:

PLEASANT VIEW EXEMPTION SURVEY NO. 1, AMENDMENT NO. 3, BEING LOTS 25 THROUGH 33 INCLUSIVE, BLOCK 5, PLEASANT VIEW, TOGETHER WITH THE WEST ½ OF VACATED NOBLE STREET ADJACENT TO AND ADJOINING SAID LOTS 25 THROUGH 33, INCLUSIVE, AND TOGETHER WITH ALL OF THE VACATED ALLEY ADJACENT TO SAID LOTS 25 THROUGH 33.

AND

LOTS 20 THROUGH 24, INCLUSIVE, BLOCK 6, PLEASANT VIEW, TOGETHER WITH THE WEST ½ OF THE VACATED ALLEY ABUTTING SAID LOTS, AND TOGETHER WITH THE EAST 30 FEET OF VACATED ELM STREET NOW KNOWN AS NOBLE STREET ADJACENT TO LOTS 20, 21, 22, 23, AND 24, BLOCK 6, PLEASANT VIEW. AND TOGETHER WITH PORTIONS OF WEST 7TH AVENUE ADJACENT THERETO.

MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 1, BLOCK 12, PLEASANT VIEW, THENCE N 00°03'16" E, ALONG SAID EAST LINE EXTENDED NORTHERLY AND ALONG THE EAST LINE OF LOTS 24 THROUGH 16, BLOCK 5, PLEASANT VIEW, A DISTANCE OF 286.33 FEET TO THE NORTHEAST CORNER OF SAID LOT 16; THENCE N 89°50'07" E, ALONG THE NORTH LINE OF SAID LOT 16 EXTENDED EASTERLY AND ALONG THE NORTH LINE OF LOT 33, BLOCK 5 EXTENDED EASTERLY, A DISTANCE OF 172.99 FEET TO A POINT ON THE CENTERLINE OF VACATED NOBLE STREET; THENCE S 00°03'07" W, ALONG SAID CENTERLINE, A DISTANCE OF 100.60 FEET TO A POINT OF INTERSECTION OF THE CENTERLINE OF NOBLE STREET AND THE NORTH LINE OF LOT 20, BLOCK 6, EXTENDED WESTERLY; THENCE N 89°50'21" E, ALONG THE NORTH LINE OF LOT 20, BLOCK 6, EXTENDED WESTERLY AND EXTENDED EASTERLY, A DISTANCE OF 165.00 FEET TO A POINT ON THE CENTERLINE OF SAID VACATED ALLEY IN SAID BLOCK 6; THENCE S 00°02'57" W, ALONG SAID CENTERLINE, A DISTANCE OF 155.77 FEET TO POINT ON THE CENTERLINE OF WEST 7TH AVENUE; THENCE S 89°50'38" W, ALONG SAID CENTERLINE, A DISTANCE OF 165.01 FEET TO A POINT ON THE CENTERLINE OF NOBLE STREET EXTENDED NORTHERLY; THENCE S 00°03'07" W, ALONG SAID EXTENDED CENTERLINE, A DISTANCE OF 30.00 FEET TO A POINT ON THE NORTH LINE OF LOT 48, BLOCK 12, EXTENDED EASTERLY; THENCE S 89°50'38" W, ALONG SAID EXTENDED LINE AND THE NORTH LINE OF LOTS 48 AND LOT 1, BLOCK 12, A DISTANCE OF 173.01 FEET TO THE POINT OF BEGINNING.