

RESOLUTION NO. 1786

**A RESOLUTION MAKING CERTAIN FINDINGS OF FACT
REGARDING THE PROPOSED ANNEXATION OF CERTAIN
PARCELS OF LAND LOCATED IN SECTION 2 TOWNSHIP 4
SOUTH, RANGE 70 WEST AS REQUESTED BY JEFFERSON
COUNTY**

WHEREAS, on June 7, 2007, the City Council of the City of Golden approved Resolution No. 1773 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. 1773 established the date of July 26, 2007 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" that not less than one-sixth of the perimeter of the area proposed to be annexed is contiguous with the existing boundaries 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 this 26th day of July, 2007.



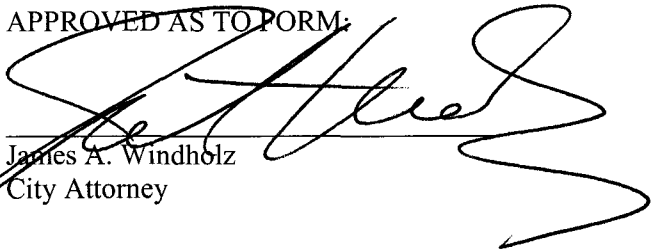
Charles J. Baroch
Mayor

ATTEST:



Susan M. Brooks, MMC
City Clerk

APPROVED AS TO FORM:



James A. Windholz
City Attorney


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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 26th day of July, A.D., 2007.

(SEAL)

ATTEST:



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

EXHIBIT A *LEGAL DESCRIPTION*

A portion of that right-of-way of Ulysses Street, located in the West half of Section 2, Township 4 South, Range 70 West of the 6th Principle Meridian, Jefferson County, Colorado being described as follows;

Beginning at the Southwest corner of the annexation to the City of Golden described in Ordinance No. 1111, which is described at being at the Westerly right-of-way line of Ulysses Street; thence Easterly along the South line of said Annexation, to the East right-of-way-line of Ulysses Street, also being the East line of the West half of said Section 2; thence Southerly along the said East right-of-way line to the intersection with the North line of Tract A of the Hunziker Mobile Home Site Subdivision; thence Southerly along the limits of said Hunziker Mobile Home Site Subdivision to the South line of the West half of said Section 2; thence along said South line to the Southeast corner of the Annexation to the City of Golden described in Ordinance No. 420; thence Northerly along the East line of said Annexation, and the West right-of-way line of Ulysses Street, to the Point of Beginning of this description, containing 4.41 Acres, more or less.