

TOWN OF TIMNATH, COLORADO

ORDINANCE NO. 43, SERIES 2008

**AN ORDINANCE APPROVING THE ANNEXATION OF CERTAIN REAL
PROPERTY KNOWN AS THE BROOKS PROPERTY TO THE TOWN OF TIMNATH,
COLORADO**

WHEREAS, a petition for Annexation was filed with the Town by Edith and Raleigh Brooks (Petitioners), requesting the Town of Timnath annex that property more particularly described in **EXHIBIT A**, attached hereto and incorporated herein by this reference; and

WHEREAS, a properly noticed public hearing was held on December 3, 2008 regarding said Petition in accordance with C.R.S. § 31-12-108, and all persons interested in such Petition were provided an opportunity to be heard; and

WHEREAS, the owners of 100% of the Property have requested the Property be annexed; and

WHEREAS, the Town Council finds the Property is eligible for annexation and should be annexed to the Town of Timnath.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE
TOWN OF TIMNATH, COLORADO:**

Section 1.

That a Petition for Annexation, together with four (4) copies of the annexation map as required by law, was filed with the Town Council on October 14, 2008 by the owners of over fifty percent (50%) of the area of the property hereinafter described, exclusive of public streets and alleys, and comprising more than fifty percent (50%) of the landowners of the property to be annexed. The Council, by resolution at a properly noticed meeting on November 5, 2008, accepted said Petition and found and determined that the applicable parts of the Municipal Annexation Act of 1965, as amended, have been met and further determined that an election was not required under the Act and that no additional terms and conditions were to be imposed upon said annexation other than as set forth in the Annexation Agreement.

✓ **Please Return to:**
Town of Timnath
4800 Goodman Street
Timnath, CO 80547

Section 2. Annexation Approved.

That the annexation to the Town of the following described property is hereby approved:

See, attached **Exhibit A**

Section 3. Effective Date.

This Ordinance shall take effect upon adoption at second reading, as provided by Section 3.5.5 of the Charter.

INTRODUCED, MOVED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH ON FIRST READING, SET FOR PUBLIC HEARING AND SECOND READING AT 7:00 P.M. ON DECEMBER 3, 2008, AT THE TIMNATH TOWN HALL, 4100 MAIN STREET, TIMNATH, COLORADO AND ORDERED PUBLISHED BY TITLE THIS 19TH DAY OF NOVEMBER, 2008.

MOVED, SECONDED AND FINALLY ADOPTED ON SECOND READING FOLLOWING PUBLIC HEARING BY THE TIMNATH TOWN COUNCIL ON THE 3rd DAY OF DECEMBER, 2008.

TOWN OF TIMNATH



Donna Benson, Mayor

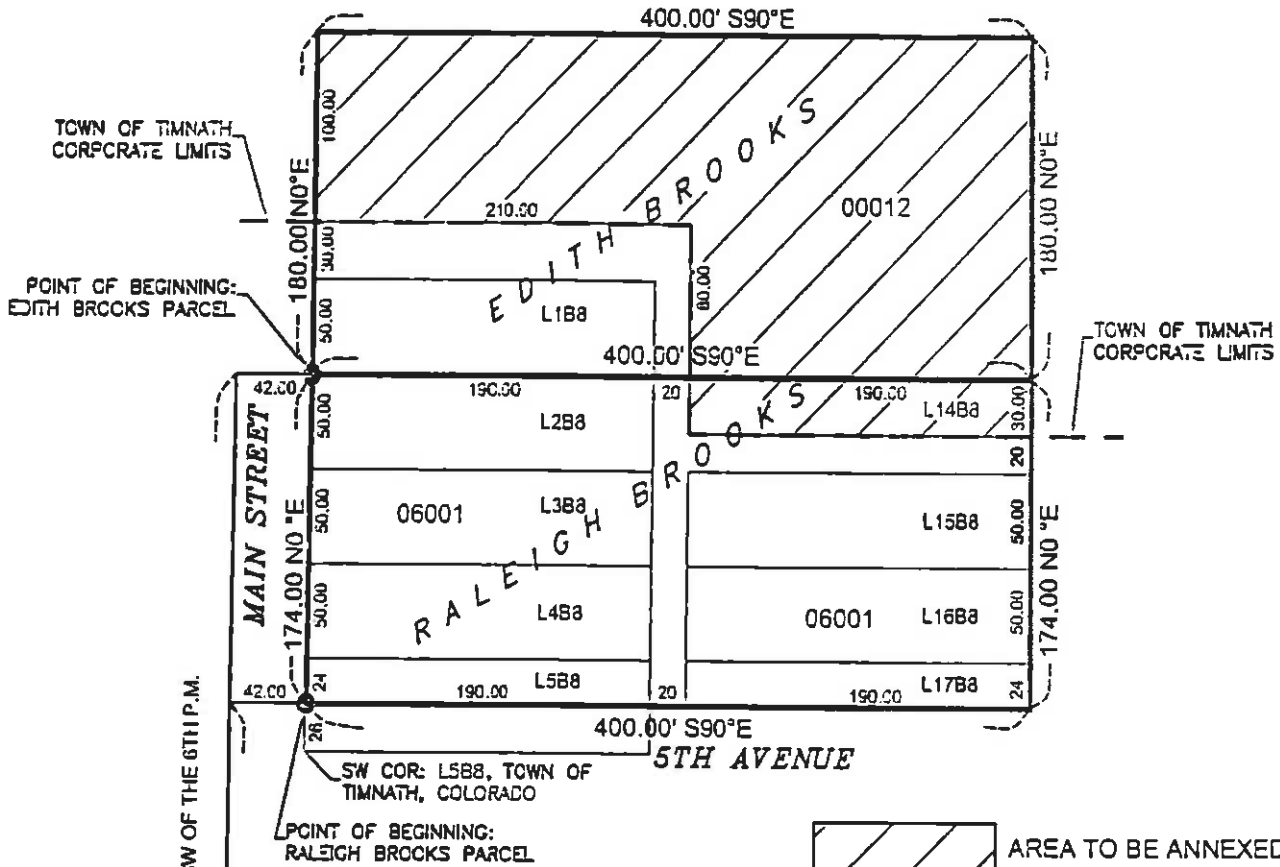
ATTEST:



Milissa McGuire, Town Clerk



ANNEXATION MAP:
FOR RALEIGH AND EDITH BROOKS
TOWN OF TIMNATH, CO
LARIMER COUNTY



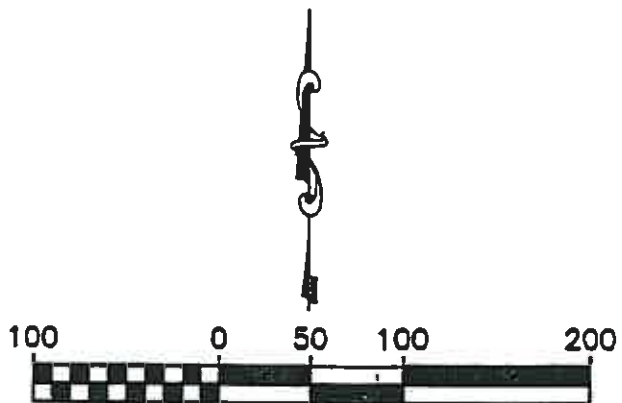
AREA SUMMARY

PARCEL	TOTAL PARCEL AREA	ANNEXATION AREA
EDITH BROOKS	±1.85 AC	±1.27 AC
RALEIGH BROOKS	±1.80 AC	±0.13 AC
TOTALS	±3.25 AC	±1.40 AC

CONTIGUITY

CONTIGUOUS BOUNDARY LENGTH: 410 FT
ANNEXED AREA PERIMETER: 1,220 FT
CONTIGUITY RATIO: 1:2.97 (> 1:1.8. MEETS REQUIREMENT)

W 1/4 CORNER, SEC 35, T 7N,
R 68W OF THE 6TH P.M.



ORIGINAL SCALE: 1" = 100'