

TOWN OF TIMNATH, COLORADO

RESOLUTION NO. 44, SERIES 2013

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF TIMNATH FINDING A
PETITION FOR ANNEXATION OF THE PROPERTY KNOWN AS THE
BRUNNER FARM ANNEXATION
TO BE IN SUBSTANTIAL COMPLIANCE WITH THE PROVISIONS OF THE ACT,
INITIATING ANNEXATION PROCEEDINGS AND SETTING A PUBLIC HEARING
THEREON**

WHEREAS, the Town Council for the Town of Timnath, Colorado has received a Petition for Annexation of certain property, signed by at least 50% of the land owners owning at least 50% of the land of said property, exclusive of public streets and alleys moreover to be in substantial compliance with the requirements of Section 31-12-107(1), Colorado Revised Statutes and Article 13 of the Timnath Land Use Code; and

WHEREAS, the Town Council for the Town of Timnath, Colorado has reviewed the draft Annexation Agreement; and

WHEREAS, the Town Council wishes to initiate annexation proceedings for the Property and set a public hearing to determine if the proposed annexation of the Property complies with the applicable requirements of the Municipal Annexation Act of 1965, CRS 31-12-101 et. seq. and Article 13 of the Timnath Land Use Code.

**BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH,
COLORADO:**

Section 1. Annexation Proceedings Initiated

Annexation proceedings are hereby initiated upon the Petition for Annexation of the following described property to the Town, which Petition appears to be in substantial compliance with the applicable provisions of Chapter 31, Article 12, Colorado Revised Statutes:

Description of property proposed for annexation: See, attached: **EXHIBIT A**

Section 2. Public Hearing

The Council hereby sets and gives notice of a public hearing for 6 P.M. on January 14, 2014 at the Timnath Administration Building, 4800 Goodman Street, in Timnath, Colorado, to determine if the proposed annexation complies with Sections 31-12-104 and 31-12-105, C.R.S. or such parts thereof as may be required to establish eligibility under Part 1 of Chapter 31, Article 12 of said statutes.

**PASSED, APPROVED AND ADOPTED THIS 10TH DAY OF DECEMBER, 2013,
THE VOTE UPON ROLL CALL BEING AS FOLLOWS:**

For: _____


Against: _____

Abstain: _____

FOR THE TOWN COUNCIL OF THE TOWN OF TIMNATH, COLORADO



Milissa Peters, Town Clerk

By: 

Jill Grossman-Belisle, Mayor

NOTICE IS HEREBY GIVEN that a Petition for Annexation of property hereinafter described has been presented to the Town Council of the Town of Timnath, Colorado and found to be in apparent compliance with the applicable provisions of law. The Town Council has adopted a Resolution setting a public hearing to be held at 6 P.M. on January 14, 2014, at the Timnath Administration Building, 4800 Goodman Street, Timnath, Colorado, to determine if the proposed annexation complies with the applicable requirements of the law.

Any person may appear at the hearing and present evidence upon any matter to be considered by the Council.

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EXHIBIT A

Legal Description of Property Proposed for Annexation

[Attached]

EXHIBIT A

**LEGAL DESCRIPTION OF
PROPERTY PROPOSED FOR ANNEXATION**

BRUNNER FARM ANNEXATION TO TIMNATH

That portion of Section Two (2) and Section Eleven (11), Township Six North (T.6N.) Range Sixty-Eight West (R.68W.) of the Sixth Principal Meridian (6th P.M.), County of Larimer, State of Colorado and being more particularly described as follows:
Considering the North line of the Northeast Quarter of said Section 11 as bearing North 88°35'28" East with all other bearings herein relative thereto:

BEGINNING at the North Quarter Corner of Section 11; thence along the North line of Northeast Quarter of Section 11, North 88° 35' 28" East, 543.04 feet; thence, North 01° 24' 35" West, 30.00 feet to the North right-of-way line of County Road 36; thence along said North line, North 88° 35' 28" East, 1967.75 feet to the West right-of-way line of County Road 3; thence along said West line, South 00° 51' 03" East, 60.00 feet; thence continuing along said West line, South 00° 34' 57" East, 2495.04 feet; thence, North 77° 19' 47" West, 1304.81 feet to a point on the West line of the Southeast Quarter of the Northeast Quarter; thence along said West line, North 00° 11' 36" East, 692.14 feet; thence, North 23° 51' 18" West, 213.43 feet to a point on the South line of the Northwest Quarter of the Northeast Quarter; thence along said South line, South 88° 48' 49" West, 1201.12 feet to the Center North Sixteenth Corner of Section 11; thence along the West line of the Northeast Quarter of Section 11, North 00° 58' 24" East, 1314.70 feet to the Point of Beginning.

The above described tract of land contains 4,723,611 square feet or 108.439 acres more or less and is subject to all easements and right-of-way now on record or existing.