TOWN OF TIMNATH

RESOLUTION NO. 12 - Series 2008

A RESOLUTION OF THE TOWN COUNCIL OF TIMNATH FINDING AN ANNEXATION PETITION SUBMITTED BY MOUNTAIN RANGE STORAGE, LLC TO ANNEX APPROXIMATELY 4.4 ACRES LOCATED WEST OF MAIN STREET AND SOUTH AND ADJACENT TO THE SUBDIVISION KNOWN AS FAIRVIEW VILLAGE SUBSTANTIALLY COMPLIES WITH THE REQUIREMENTS OF SECTION 31-12-107(1), C.R.S. AND CHAPTER 16 ARTICLE 13 OF THE TIMNATH LAND USE CODES AND SETTING A PUBLIC HEARING ON THE PETITION TO CONSIDER ANNEXATION OF THE PROPERTY

WHEREAS, the Municipal Annexation Act of 1965 ("the Act") provides that a municipality may accept petitions for annexation of property upon finding substantial compliance of the petitions with the Act and annex such properties separately or in a series considered together; and

WHEREAS, the Town has received a Petition for Annexation, which Petition is attached hereto as Exhibit A and incorporated herein, to annex the property described in said Petition to the Town of Timnath; and

WHEREAS, the Town must set a public hearing to determine if the proposed annexation complies with the Act and Article 13 of the Timnath Land Use Code.

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

Section 1. The Town Council finds that the Petition for Annexation attached as Exhibit A, is in substantial compliance with the requirements of Section 31-12-107(1), C.R.S. and Article 13 of the Town's Land Use Code and the annexation proceedings to consider the annexation of the properties described therein to the Town of Timnath have been initiated.

Section 2. A public hearing is set for a regular meeting of the Town Council on May 21, 2008, at 7:00 p.m. at the Timnath Town Hall, 4100 Main Street, Timnath, Colorado to determine if the proposed annexation complies with the Municipal Annexation Act of 1965 and the Timnath
Municipal Code, and determine whether the property will be annexed to the Town of Timnath.

Section 3. The Town Clerk shall give such notice as required by law and the Town staff shall develop and deliver the annexation impact report as required by law.

PASSED AND ADOPTED this 23rd day of May, 2008.

Kim Speaker, Mayor Pro-Tem

ATTEST:

Linda Salas, Town Clerk