TOWN OF TIMNATH, COLORADO
RESOLUTION NO. 61, SERIES 2017

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF TIMNATH FINDING A PETITION FOR ANNEXATION OF THE PROPERTY KNOWN AS THE FELDMAN 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 10 of the Timnath Land Use Code.

NOW, THEREFORE, 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 9, 2018 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.
INTRODUCED, MOVED, AND ADOPTED THIS 24TH DAY OF OCTOBER, 2017, THE VOTE UPON ROLL CALL BEING AS FOLLOWS:

For: 4
Against: 0
Abstain: 0

FOR THE TOWN COUNCIL OF THE TOWN OF TIMNATH, COLORADO

[Signature]
Milissa Peters, Town Clerk

[Signature]
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 9, 2018, 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

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 6 NORTH, RANGE 68 WEST OF THE 6TH P.M. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARING: THE NORTH LINE OF SAID SECTION 2, BEING MONUMENTED ON THE WEST BY A NUMBER 6 REBAR WITH A 3-1/4" ALUMINUM CAP, STAMPED "2006 - PLS 10734" AND ON THE EAST BY A NUMBER 6 REBAR WITH A 2-1/2" ALUMINUM CAP, STAMPED "LS 25819" AND IS ASSUMED TO BEAR NORTH 89° 58' 33" EAST.

COMMENCING AT THE NORTHWEST CORNER OF THE SAID SECTION 2, THENCE NORTH 89° 58' 33" EAST ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER OF SECTION 2, A DISTANCE OF 4011.56 FEET; THENCE SOUTH 00° 00' 01" 27" EAST A DISTANCE OF 1146.64 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT OF WAY OF GREAT WESTERN RAILROAD AND BEING THE POINT OF BEGINNING;

THENCE SOUTH 50° 46' 22" EAST ALONG SAID SOUTHWESTERLY RIGHT OF WAY, A DISTANCE OF 1692.01 FEET TO THE TO THE WEST RIGHT OF WAY LINE OF LARIMER COUNTY ROAD 3 AS RECORDED IN BOOK 2120 AT PAGE 465;

THENCE ALONG SAID WEST RIGHT OF WAY LINE THE FOLLOWING TWO (2) COURSES:
   1. THENCE SOUTH 01° 34' 47" EAST, A DISTANCE OF 290.76 FEET;
   2. THENCE SOUTH 01° 28' 56" EAST, A DISTANCE OF 1453.97 FEET TO THE SOUTHEAST CORNER OF SAID FELDMAN FAMILY REVOCABLE TRUST PARCEL;

THENCE SOUTH 88° 14' 44" WEST ALONG THE SOUTH LINE OF SAID FELDMAN FAMILY REVOCABLE TRUST PARCEL, A DISTANCE OF 1253.51 FEET TO THE TO THE SOUTHWEST CORNER OF SAID FELDMAN FAMILY REVOCABLE TRUST PARCEL;

THENCE ALONG THE WEST LINE OF SAID FELDMAN FAMILY REVOCABLE TRUST PARCEL THE FOLLOWING TWO (2) COURSES:
   1. THENCE NORTH 02° 06' 32" WEST, A DISTANCE OF 1469.43 FEET;
   2. THENCE NORTH 02° 03' 35" WEST A DISTANCE OF 1385.37 FEET TO THE POINT OF BEGINNING.

CONTAINING 2,909,471 SQUARE FEET OR 66.76 ACRES MORE OR LESS,