

SPONSORED BY TRUSTEE

TRUSTEE'S BILL

ORDINANCE NO.

NO. 01-10  
Series of 2001

01-09  
Series of 2001

**TITLE: A BILL FOR AN ORDINANCE APPROVING AND ACCOMPLISHING THE ANNEXATION OF CONTIGUOUS UNINCORPORATED TERRITORY KNOWN AS THE HUDSON SEWER FACILITY PROPERTY LOCATED IN WELD COUNTY.**

WHEREAS, the Town of Hudson owns the real property described in attached Exhibit A which is contiguous unincorporated territory situated, lying, and being in the County of Weld, State of Colorado;

WHEREAS, the Board of Trustees of the Town of Hudson, Colorado, has satisfied itself concerning the eligibility for annexation of that property described on attached Exhibit A, and concerning the conformance of the proposed annexation to the applicable law and the annexation policy of the Town of Hudson, Colorado.

BE IT ORDAINED BY THE BOARD OF TRUSTEES FOR THE TOWN OF HUDSON, COLORADO, THAT:

Section 1. The annexation by and to the Town of Hudson, State of Colorado, of that property described in attached Exhibit A, situated, lying and being in the County of Weld, State of Colorado, meets all requirements of law and the annexation policy of the Town of Hudson and, therefore, said annexation is hereby approved and made effective.

Section 2. The Town of Hudson owns one hundred percent (100%) of the property described on the attached Exhibit A, and said property is not solely a public street or right-of-way.

Section 3. Upon the effective date of this Annexation Ordinance all lands within the area to be annexed shall become subject to the municipal laws of the State of Colorado pertaining to towns, and to all ordinances, resolutions, rules and regulations of the Town of Hudson.

Section 4. Considering all of the foregoing, and based on the conviction that annexation of this property to the Town of Hudson will serve the best interest of the Town of Hudson and the owner(s) of the territory to be annexed, the unincorporated territory described in Exhibit A which is attached hereto and made a part hereof is hereby annexed to the Town of Hudson, Colorado.

Section 5. The Town Clerk shall file, for recording, one (1) certified copy of the Annexation Ordinance and one (1) copy of the Annexation Map with the Clerk and Recorder of the County of

Weld, State of Colorado.

Section 6. The Annexation Map showing the boundaries of the newly annexed territory, as above described, shall be kept on file in the office of the Weld County Clerk and Recorder.

Section 7. The Town Clerk shall file one (1) certified copy of the Annexation Ordinance and one (1) copy of the Annexation Map with the Division of Local Governments of the Department of Local Affairs.

Section 8. This annexation shall become effective within thirty (30) days of the publication date of this Ordinance except for the purpose of general taxation, and for such purposes it shall become effective on January 1st of the next succeeding year following passage of this Ordinance.

Section 9. Safety Clause. The Town Board of Trustees hereby finds, determines, and declares that this ordinance is promulgated under the general police power of the Town of Hudson, that it is promulgated for the health, safety, and welfare of the public, and that this ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Board of Trustees further determines that the ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 10. Severability. If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

INTRODUCED, READ IN FULL, AND ADOPTED this 22<sup>nd</sup> day of August, 2001.



TOWN OF HUDSON, COLORADO

Charles Edward Forni  
~~Donald B. Litton~~, Mayor *Pro Tem*

ATTEST:

Judy Larson  
Judy Larson, Town Clerk

LEGAL

LEGAL DESCRIPTION OF LAND TO BE ANNEXED:

THAT PART OF THE NORTHEAST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER OF SECTION 3, TOWNSHIP 1 NORTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID NORTHEAST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER; THENCE S00°54'53"W ALONG THE EAST LINE OF SAID NORTHEAST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER AND ALONG THE PRESENT TOWN LIMITS LINE OF THE TOWN OF HUDSON, A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S00°54'53"W ALONG SAID EAST LINE AND ALONG SAID PRESENT TOWN LIMITS LINE, A DISTANCE OF 920.35 FEET TO THE NORTHEASTERLY RIGHT-OF-WAY LINE OF COLORADO STATE HIGHWAY NO. 52; THENCE ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE AND DEPARTING FROM SAID PRESENT TOWN LIMITS LINE, THE FOLLOWING FIVE (5) COURSES AND DISTANCES:

- 1) S47°07'00"W, A DISTANCE OF 113.90 FEET; 2) THENCE N42°52'30"W, A DISTANCE OF 743.05 FEET; 3) THENCE N47°22'30"W, A DISTANCE OF 103.00 FEET TO THE BEGINNING OF A CURVE TO THE LEFT, THE RADIUS OF SAID CURVE IS 1985.00 FEET, THE CENTRAL ANGLE OF SAID CURVE IS 16°47'46", THE CHORD OF SAID CURVE BEARS N55°46'23"W, 579.82 FEET; 4) THENCE ALONG THE ARC OF SAID CURVE, A DISTANCE OF 581.90 FEET TO THE END OF SAID CURVE; 5) THENCE N00°25'30"W, A DISTANCE OF 67.60 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF WELD COUNTY ROAD

NO. 12 1/2 (FORMERLY COLORADO STATE HIGHWAY NO. 52), BEING 50.00 FEET SOUTH OF, AS MEASURED AT RIGHT ANGLES, FROM THE NORTH LINE OF SAID NORTHEAST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER; THENCE S89°29'30"E ALONG SAID SOUTH RIGHT-OF-WAY LINE AND PARALLEL WITH SAID NORTH LINE, A DISTANCE OF 1159.46 FEET TO THE POINT OF BEGINNING.

CONTAINS 13.5139 ACRES, MORE OR LESS.

BASIS FOR BEARINGS:

THE NORTH LINE OF SOUTHWEST ONE-QUARTER OF SECTION 3, TOWNSHIP 1 NORTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, THE NORTHEAST CORNER OF SAID SOUTHWEST ONE-QUARTER BEING MONUMENTED BY A 2" DIAMETER ALUMINUM CAP - P.L.S. 25937, THE NORTHWEST CORNER OF SAID SOUTHWEST ONE-QUARTER BEING MONUMENTED BY A 2" DIAMETER ALUMINUM CAP - P.L.S. 25937 IN A RANGE BOX, IS ASSUMED TO BEAR S89°29'30"E, DERIVED FROM LEGAL DESCRIPTIONS AS CONTAINED IN INSTRUMENT RECORDED IN BOOK 612, RECEPTION NO. 1533793, WELD COUNTY RECORDS.

PASSED ON SECOND AND FINAL READING this 13<sup>th</sup> day of September, 2001, AND ORDERED PUBLISHED ONCE IN FULL.



Donald B. Litton  
Donald B. Litton, Mayor

ATTEST:

Judy Larson  
Judy Larson, Town Clerk

APPROVED AS TO FORM:

Corey Y. Hoffmann  
Corey Y. Hoffmann, Town Attorney