

RESOLUTION NO.

09-41

Series of 2009

TITLE: A RESOLUTION ACCEPTING THE PETITION FOR ANNEXATION AND ESTABLISHING JANUARY 20, 2010 AS THE DATE OF PUBLIC HEARING ON THE REQUESTED ANNEXATION OF A PARCEL OF UNINCORPORATED TERRITORY LOCATED IN THE COUNTY OF WELD (RRK PROPERTIES LLC ANNEXATION)

WHEREAS, the owner of unincorporated territory, comprising more than fifty percent (50%) of the area proposed for annexation pursuant to C.R.S. § 31-12-107, has filed a petition for annexation (the "Petition") of a certain unincorporated property to the Town, which territory is more particularly described in Exhibit A attached to the Petition; and

WHEREAS, C.R.S. § 31-12-108 requires that the Town accept the Petition and establish a date, time and place that the Board of Trustees will hold a public hearing to consider the annexation and the various requirements of Title 31, Article 12, C.R.S.; and

WHEREAS the Board of Trustees, at its regular meeting on December 2, 2009, reviewed the Petition and various documents submitted in support of the Petition; and

WHEREAS, the Board of Trustees has examined the record in this case and the various exhibits; has considered the request, the Comprehensive Plan, and the recommendations of the staff; and based upon the record which has been made concerning the request, has arrived at its decision; and

WHEREAS, it has been found and determined that the applicant has complied with all of the procedural requirements as provided in Title 31, Article 12, C.R.S., in connection with the Petition.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF HUDSON, COLORADO, AS FOLLOWS:

Section 1. That the Petition is hereby accepted and found to be in substantial compliance with the requirements of Title 31, Article 12, C.R.S.

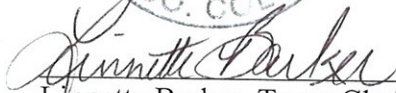
Section 2. That a public hearing to consider the Petition is scheduled for January 20, 2010, at 7:00 p.m., at the Town of Hudson Town Hall, which is located at 557 Ash Street, Hudson, Colorado, 80642, to determine if the proposed annexation complies with C.R.S. §§ 31-12-104 and 31-12-105 or such part thereof as may be required to establish eligibility under the terms of Title 31, Article 12, Part 1, as amended, known as the Municipal Annexation Act of 1965, and the Constitution of the State of Colorado, Article II, Section 30, as amended.

Section 3. Any person living within the area proposed to be annexed, any landowner of lands thereof, any resident of the municipality to which the area is proposed to be annexed, any municipality located within one mile of the proposed annexation, or the Board of County Commissioners of Weld County, may appear at such hearing and present evidence upon any matter to be determined by the Board of Trustees.

INTRODUCED, READ and PASSED this 2nd day of December, 2009.



ATTEST:


Linnette Barker, Town Clerk

TOWN OF HUDSON, COLORADO


Neal Pontius, Mayor

Exhibit A

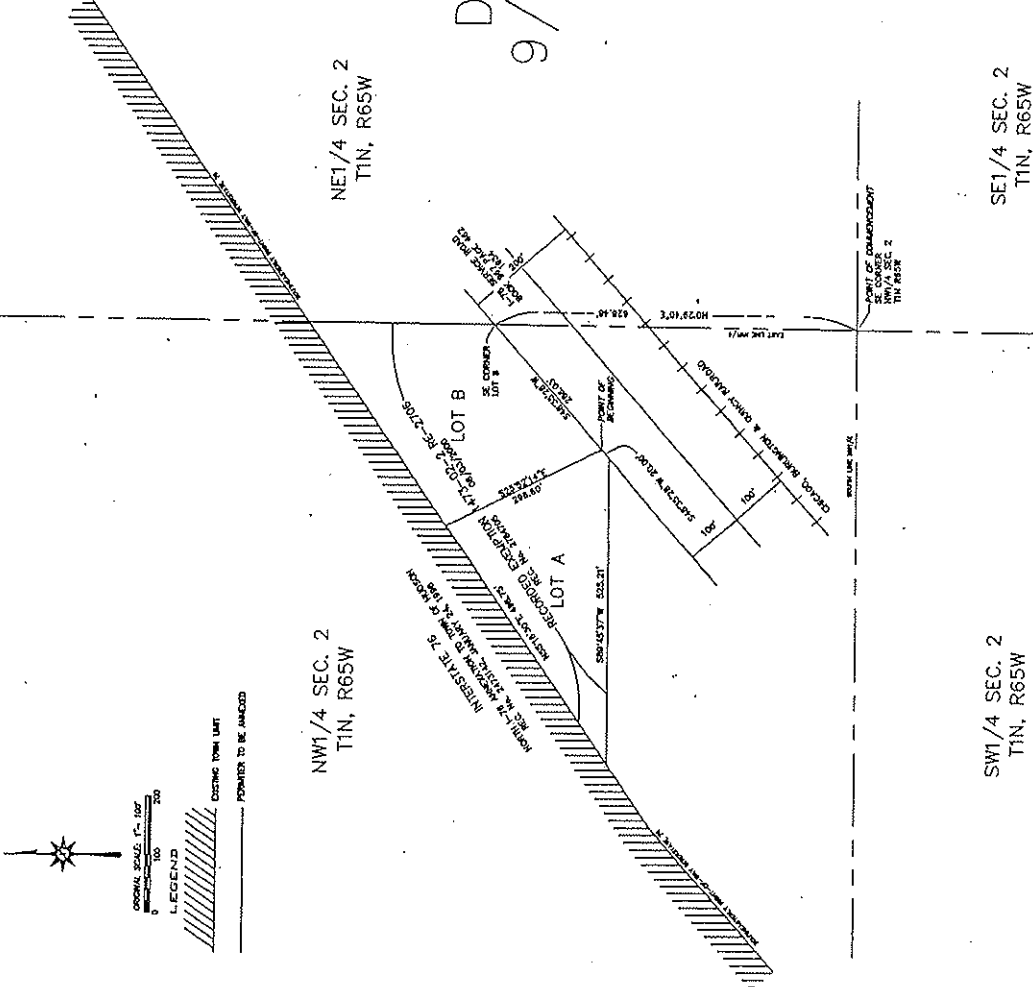
LOT A OF RECORDED EXEMPTION 1473-02-2 RE-2706 RECORDED AUGUST 3, 2000 AT RECEPTION NUMBER 2784705, LOCATED IN THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 1 NORTH, RANGE 65 WEST OF THE 6th P.M. DESCRIBED AS **COMMENCING** AT THE SOUTHEAST CORNER OF SAID NORTHWEST QUARTER; THENCE N 0°29'40" E, A DISTANCE OF 626.48 FEET ALONG THE EAST LINE OF SAID NORTHWEST QUARTER TO THE SOUTHEAST CORNER OF LOT B, OF SAID RE-2706; THENCE S 48°35'28" W, A DISTANCE OF 286.03 FEET ALONG THE SOUTHEASTERLY LINE OF SAID LOT B TO THE EAST MOST CORNER OF SAID LOT A AND THE POINT OF BEGINNING;
THENCE S 48°35'28" W, A DISTANCE OF 20.00 FEET ALONG THE BOUNDARY OF SAID LOT A;
THENCE S 89°45'37" W, A DISTANCE OF 525.21 FEET ALONG THE BOUNDARY OF SAID LOT A TO THE PRESENT TOWN LIMIT OF HUDSON AS DESCRIBED IN THE NORTH I-76 ANNEXATION TO THE TOWN OF HUDSON, RECORDED JANUARY 24 1996 AT RECEPTION NUMBER 2473142;
THENCE N 55°16'30" E, A DISTANCE OF 498.75 FEET ALONG THE BOUNDARY OF SAID LOT A AND SAID PRESENT TOWN LIMIT OF HUDSON;
THENCE S 25°52'14" E, A DISTANCE OF 298.60 FEET ALONG THE BOUNDARY OF SAID LOT A TO THE POINT OF BEGINNING.

COUNTY OF WELD,
STATE OF COLORADO

RRK PROPERTIES LLC ANNEXATION TO THE TOWN OF HUDSON
 LOT A, RECORDED EXEMPTION 1473-02-2 RE--2706
 PART OF THE NORTHWEST QUARTER OF SECTION 2,
 TOWNSHIP 1 NORTH, RANGE 65 WEST OF THE 6th P.M.,
 WELD COUNTY, COLORADO



LEGEND
 [Hatched pattern] EXISTING TOWN LIMIT
 [Dashed line] POINTS TO BE AMENDED



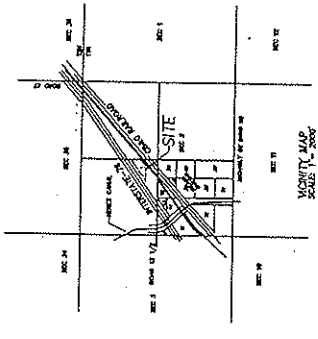
NW1/4 SEC. 2
 T1N, R65W

SW1/4 SEC. 2
 T1N, R65W

NE1/4 SEC. 2
 T1N, R65W

SE1/4 SEC. 2
 T1N, R65W

DRAFT
 9/10/09



PREPARED BY:
 RRK Properties, LLC
 1115 S. Broadway, Suite 100
 North Platte, CO 80321
 303-381-1115

1. The bearings from RE-2706 have been related to be compatible with the HORR 1-76 ANNEXATION TO TOWN OF HUDSON.
 2. The field work was done in the preparation of this plan.

PROPERTY	ACRES	PERCENT	ADJACENT
TOTAL BOUNDARY LENGTH	1342.24'	N/A	N/A
TOTAL AREA	233.71'	16.48%	1.1 #
CONTIGUOUS BOUNDARY	486.75'	37.15%	1.1, 2, 6

CERTIFICATE OF COMPLETION
 I, Alan W. Freudenberg, Licensed Professional Land Surveyor in the State of Colorado, do hereby certify that the information herein shown herein is an accurate delineation of the boundary of the subject property as shown on the attached plan and that the same is a true and correct copy of the original survey as shown on the attached plan. I have not been advised of any other claims or interests in the subject property and I have not been advised of any other claims or interests in the subject property. I have not been advised of any other claims or interests in the subject property. I have not been advised of any other claims or interests in the subject property.

Submitted this _____ day of _____, A.D. 20____
 RRK Properties, LLC
 Alan W. Freudenberg, Agent
 State of Colorado } SS
 County of Weld }
 The foregoing certificate of ownership was acknowledged before me this _____ day of _____, A.D. 20____
 My commission expires _____ History Public

CERTIFICATE OF APPROVAL BY THE BOARD OF TRUSTEES
 The application was approved and accepted by the Board of Trustees at their regular meeting of the Board of Trustees of the Town of Hudson, Colorado held on _____, A.D. 20____
 _____ Mayor
 _____ At-Large
 _____ Town Clerk
 I, Alan W. Freudenberg, Licensed Professional Land Surveyor in the State of Colorado, do hereby certify that the information herein shown herein is an accurate delineation of the boundary of the subject property as shown on the attached plan and that the same is a true and correct copy of the original survey as shown on the attached plan. I have not been advised of any other claims or interests in the subject property and I have not been advised of any other claims or interests in the subject property. I have not been advised of any other claims or interests in the subject property. I have not been advised of any other claims or interests in the subject property.