

RESOLUTION NO.

14-03

**TITLE: A RESOLUTION ACCEPTING THE PETITION FOR ANNEXATION AND ESTABLISHING MARCH 19, 2014 AS THE DATE OF PUBLIC HEARING ON THE REQUESTED ANNEXATION OF A PARCEL OF UNINCORPORATED TERRITORY LOCATED IN THE COUNTY OF WELD (WESTERN SUGAR 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 January 15, 2014, 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 March 19, 2014, 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 15<sup>th</sup> day of January, 2014.



TOWN OF HUDSON, COLORADO

  
\_\_\_\_\_  
Neal Pontius, Mayor


  
\_\_\_\_\_  
Linnette Barker, Town Clerk

Exhibit A

EXHIBIT A, LEGAL DESCRIPTION

**Legal Description:**

**A PARCEL OF LAND IN THE NORTHWEST ¼ OF SECTION 11, TOWNSHIP 1 NORTH, RANGE 65 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

**LOT A OF RECORDED EXEMPTION NO. 1473-11-2-RE-1844, ACCORDING TO THE PLAT RECORDED JULY 29, 1996 UNDER RECEPTION NO. 2503247..**

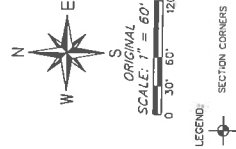
**CONTAINS: 5.923 ACRES MORE OR LESS, AND IS SUBJECT TO ALL EXISTING EASEMENTS AND / OR RIGHTS-OF-WAY OF RECORD.**

# WESTERN SUGAR ANNEXATION TO THE TOWN OF HUDSON

LOT A, RECORDED EXEMPTION NO. 1473-11-2-RE-1844, LOCATED IN THE NORTHWEST 1/4 OF SECTION 11, TOWNSHIP 1 NORTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO.

**COPIES OF OWNERSHIP:**  
 THE UNDERSIGNED WARRANTS THAT THE UNDERSIGNED IS THE OWNER OF THE INTEREST IN THE CERTAIN LANDS IN THE TOWNSHIP 1 NORTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
 CONTAINS: 5.923 ACRES MORE OR LESS, AND IS SUBJECT TO ALL EXISTING EASEMENTS AND / OR RIGHTS-OF-WAY OF RECORD.

EXECUTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D. 20\_\_



LEGEND:  
 SECTION CORNERS  
 PERIMETER TO BE ANNEXED  
 EXISTING TOWN LIMITS

ORIGINAL  
 SCALE: 1" = 60'  
 0 30' 60' 120'

STEVE M PASTELAK  
 STATE OF COLORADO  
 COUNTY OF WELD  
 THE FOLLOWS CERTIFICATE OF OWNERSHIP WAS RECOGNIZED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D. 20\_\_

NOTARY PUBLIC, WITNESS BY HAND AND SEAL  
 MY COMMISSION EXPIRES \_\_\_\_\_

STATUTE OF LIMITATIONS:  
 NOTICE ACCORDING TO COLORADO LAW YOU MUST COMMISSION ANY LEGAL INSTRUMENT AFTER YOU HAVE DISCOVERED SUCH DEFECT, IN NO EVENT, MAY ANY INSTRUMENT BE RECORDED AFTER THE DATE OF THE DISCOVERY SAID DEFECT.  
 SURVEYOR'S CERTIFICATE:  
 I, \_\_\_\_\_ A LICENSED PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO, DO HEREBY CERTIFY THAT THE ANNEXATION MAP SHOWN HEREON IS A TRUE AND CORRECT COPY OF THE ORIGINAL MAP FILED IN THE OFFICE OF THE COUNTY CLERK OF WELD COUNTY, COLORADO, AND THAT SAID ANNEXATION IS THE BEST COPY OF THE ORIGINAL MAP FILED.

DATE \_\_\_\_\_  
 P.C. & P.L.S. NO. 12330

CERTIFICATE OF APPROVAL BY THE BOARD OF TRUSTEES:  
 THIS ANNEXATION MAP IS APPROVED AND ACCEPTED BY THE BOARD OF TRUSTEES OF THE TOWN OF HUDSON, COLORADO.  
 HELD ON \_\_\_\_\_ 20\_\_  
 MAYOR \_\_\_\_\_  
 ATTORNEY \_\_\_\_\_  
 TOWN CLERK \_\_\_\_\_

OWNER:  
 STEVE M. PASTELAK  
 1000 W. 10TH ST.  
 KEENESEBURG CO 80843

Contact:  
 DIANNE BECKER  
 PH. 303.436.3110  
 GSM: 303.436.3110  
 dianneb@q.com

**ALPHA SURVEYING CO.**  
 P.O. BOX 150, 7TH ST. SUITE C, FORT LUDOW, COLORADO 80841  
 PH. 303.436.3110 FAX 303.436.3124  
 E-MAIL: ALPHA@ALPHASURV.COM  
 E-MAIL: DIANNE@ALPHASURV.COM

DATE	ENG BY	SCALE	FILE NO.
12-27-15	JC	1"=60'	115-77
FROM DATA	DATE	DATE	DATE
12-27-15	12-27-15	12-27-15	12-27-15

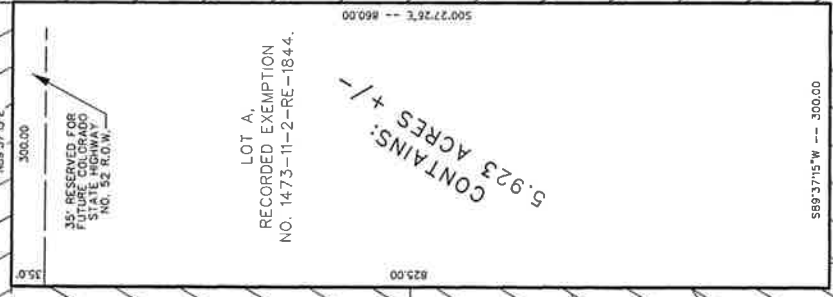
PER TOWN COMMENTS: \_\_\_\_\_  
 REVISIONS: \_\_\_\_\_  
 FOR TOWN COMMENTS: \_\_\_\_\_

COLORADO STATE HIGHWAY NO. 52

"HARRIS/HIGHWAY 52  
 ANNEXATION" 52  
 (BOOK 1485 REC. NO. 2413045  
 OCTOBER 28, 1994)

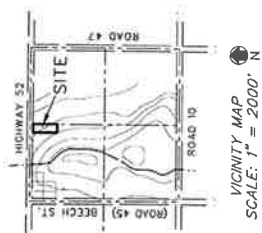
SUNRISE ACRES STREET

"SUNRISE ACRES"  
 (BOOK 1485 REC. NO. 2413044  
 OCTOBER 28, 1994)



CONTIGUITY NOTE:  
 PROPOSED ANNEXATION BOUNDARY TO SUNRISE ACRES STREET: 1820.00'  
 TOTAL BOUNDARY LENGTH = 1820.00'  
 (1/6TH MINIMUM = 320.00 OR 16.667% )  
 CONTIGUOUS BOUNDARY = 1920.00'  
 (CONTIGUITY = 100.00% OF TOTAL PERIMETER)

SURVEY NOTES:  
 1. BASIS OF BEARINGS IS ASSUMING THE OPPOSITE END OF THE NORTHWEST 1/4 OF SECTION 11, OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, ON THE PLAT OF RECORDED EXEMPTION NO. 1473-11-2-RE-1844, RECORDED JULY 23, 1994, BEING RELATIVE THERE TO. ALL OTHER BEARINGS BEING RELATIVE THERE TO.  
 2. THIS ANNEXATION MAP IS FILED FOR LAND BOUNDARY SURVEY, REGISTERS AS A LAND BOUNDARY SURVEY TO BE FILED AND DOCUMENTS ON FILE AT THE WELD COUNTY CLERK AND RECORDS'S OFFICE.



SCALE: 1" = 2000'

"EASTRIDGE ESTATES"  
 SUBDIVISION "A"  
 (BOOK 1586 REC. NO. 2510902  
 JANUARY 13, 1996)  
 RECORDED IN BOOK 1586  
 REC. NO. 2510901  
 SECT. 12, 1996

PERIMETER TO BE ANNEXED  
 EXISTING TOWN LIMITS

SECTION CORNERS

LEGEND:

ORIGINAL  
 SCALE: 1" = 60'  
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STEVE M PASTELAK  
 STATE OF COLORADO  
 COUNTY OF WELD  
 THE FOLLOWS CERTIFICATE OF OWNERSHIP WAS RECOGNIZED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D. 20\_\_

NOTARY PUBLIC, WITNESS BY HAND AND SEAL  
 MY COMMISSION EXPIRES \_\_\_\_\_

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