

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 788**

**AN ORDINANCE ANNEXING A PARCEL OF LAND LYING WITHIN THE
SOUTHWEST ¼ OF SECTION 16 AND THE SOUTHEAST ¼ OF SECTION 17,
ALL IN TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY
OF WELD, STATE OF COLORADO, UPON THE PETITION OF THE OWNER
THEREOF, TO BE KNOWN AS THE RANGE VIEW ADDITION ANNEXATION
TO THE TOWN OF MEAD, COLORADO, AND APPROVING THE LAND USE
THEREOF AS RSF-1.**

WHEREAS, a petition for Annexation has been filed by Mark and Deborah Schell, 9078 Fieldcrest Lane, Longmont, CO 80503, for the annexation to the Town of the following described real property, to wit:

A PARCEL OF LAND LYING WITHIN THE SOUTHWEST ¼ OF SECTION 16 AND THE SOUTHEAST ¼ OF SECTION 17, ALL IN TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF WELD, STATE OF COLORADO, more particularly described in Exhibit A.

WHEREAS, the above described property consists of private property under single ownership;
and

WHEREAS, a public hearing was held on said Petition pursuant to statute on October 26, 2015;
and

WHEREAS, the Board of Trustees by Resolution No. 26-R-2015, determined that the applicable parts of C.R.S. 31-12-104 and C.R.S. 31-12-105 have been met; and

WHEREAS, it has been determined by the Board of Trustees that it is desirable and necessary that the described real property be annexed to the Town of Mead, Colorado; and

WHEREAS, a land use for the property was requested in the petition for annexation as allowed by C.R.S. 31-12-115, said land use to be accomplished by separate ordinance to become effective following final adoption of this annexation ordinance; and

WHEREAS, the annexation of said property shall be subject to an Annexation Agreement to be executed by the Petitioner and the Board of Trustees;

NOW THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Mead, Weld County, Colorado, that:

Section 1. Annexation of Property. The above described property is hereby annexed and included within the town limits of the Town of Mead.

Section 2. Three-mile Annexation Plan. The “Three Mile Annexation Plan” as adopted by Ordinance 654, on August 10, 2009, and as subsequently amended, is hereby further amended to the extent necessary to incorporate the above described property and to update said Plan thereby.

Section 3. Comprehensive Plan Amendment. The “*TOWN OF MEAD COMPREHENSIVE PLAN, March 2009*” published by the Town of Mead Planning Commission, along with accompanying maps, plats, charts and descriptive material approved by the Board of Trustees by Resolution No. 22-R-2009, and as subsequently amended, is hereby further amended to the extent necessary to incorporate the above described property and to update said Plan thereby.

Section 4. Annexation Agreement. The signatures on the annexation map and this annexation ordinance and the recording of the same shall be withheld until an annexation agreement is completed and accepted by the Town.

Section 5. Land Use of the Property. The land use of the property shall be RSF-1 as determined appropriate by the Board of Trustees. Said land use shall be accomplished by separate ordinance, the effective date of which shall be not sooner than the effective date of this annexation ordinance.

Section 6. Ministerial Action. The Mayor and Town Clerk are authorized and directed to complete all the necessary procedures required for annexation of said property to the Town including, filing the required certified copies of the annexation ordinance, a map of the area to be annexed containing a legal description of such area, and the Annexation Agreement with the Weld County Clerk and Recorder.

Section 7. Effective Date. This ordinance shall be published and become effective as provided by law.

Section 8. Validity. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the Ordinance. The Board of Trustees hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentence, clauses or phrases are declared invalid.

Section 9. Necessity. In the opinion of the Board of Trustees of the Town of Mead, this ordinance is necessary for the immediate preservation and protection of the health, safety, welfare and property of the inhabitants and owners of property in the Town of Mead.

Section 10. Certification. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Code available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 26th DAY OF October , 2015.

ATTEST:

TOWN OF MEAD

By Linda Blackston
Linda Blackston, CMC, Town Clerk

By Gary R. Shields
Gary R. Shields, Mayor

EXHIBIT A

Legal Description:

A PARCEL OF LAND LYING WITHIN THE SOUTHWEST $\frac{1}{4}$ OF SECTION 16 AND THE SOUTHEAST $\frac{1}{4}$ OF SECTION 17, ALL IN TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF WELD, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE SOUTH LINE OF LOT B RECORDED EXEMPTION NO. 1207-16-3-RE1176 AS BEARING N 89°03'12" E AND WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO;

BEGIN AT THE SOUTHEAST CORNER OF LOT B RECORDED EXEMPTION NO. 1207-16-3-RE1176;

THENCE N 00°51'12" W ALONG THE EAST LINE OF SAID LOT B FOR A DISTANCE OF 1936.75 FEET TO THE NORTHEAST CORNER OF SAID LOT B;

THENCE S 89°30'39" W ALONG THE NORTH LINE OF SAID LOT B FOR A DISTANCE OF 1277.08 FEET TO THE NORTHWEST CORNER OF SAID LOT B SAID POINT ALSO BEING ON THE EAST RIGHT-OF-WAY LINE OF WELD COUNTY ROAD 5;

THENCE CONTINUING S 89°30'39" W ALONG A PROLONGATION OF SAID NORTH LINE OF SAID LOT B A DISTANCE OF 60.00 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF WELD COUNTY ROAD 5;

THENCE S 00°29'13" E ALONG SAID WEST RIGHT-OF-WAY LINE A DISTANCE OF 1947.32 FEET;

THENCE LEAVING SAID WEST RIGHT-OF-WAY LINE N 89°12'53" E, FOR A DISTANCE OF 30.00 FEET TO THE WEST LINE OF SAID SECTION 16;

THENCE N 89°03'12" E FOR A DISTANCE OF 11319.50 FEET TO THE POINT OF BEGINNING.

THIS DESCRIBED TRACT CONTAINS 59.89 ACRES MORE OR LESS, TOGETHER WITH AND SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY EXISTING AND/OR OF PUBLIC RECORD.