

**TOWN OF MEAD, COLORADO  
ORDINANCE NO. 792**

**AN ORDINANCE ANNEXING A PORTION OF THE NORTHEAST QUARTER OF SECTION 16, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF WELD, STATE OF COLORADO, UPON THE PETITION OF THE TOWN OF MEAD, TO BE KNOWN AS THE STATE LAND BOARD ENCLAVE ANNEXATION NO. 1, TO THE TOWN OF MEAD, COLORADO, AND APPROVING THE REQUESTED LAND USE THEREOF, AND DECLARING AN EMERGENCY.**

**WHEREAS**, C.R.S. 31-12-106 (1), provides that when any unincorporated area is entirely contained within the boundaries of a municipality, the governing body may by ordinance annex such territory to the municipality in accordance with Section 30 (1) (c) of Article II of the State Constitution, but without complying with Sections 31-12-104, 31-12-105, 31-12-108, or 31-12-109, if said area has been so surrounded for a period of not less than three years; and

**WHEREAS**, it is the intent of the Board of Trustees to annex the following described real property as an Enclave Annexation, to wit:

A PARCEL OF LAND BEING A PORTION OF THE NORTHEAST QUARTER OF SECTION 16, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF WELD, STATE OF COLORADO, being more particularly described in Exhibit A; and

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

**WHEREAS**, a public meeting was held on said annexation pursuant to statute on December 14, 2015; and

**WHEREAS**, the Board of Trustees by Resolution No. 35-R-2015, determined that the applicable parts of C.R.S. 31-12-106(1) 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 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 Town has been in discussions with the Colorado State land Board for more than two years regarding these two annexations; and

**WHEREAS**, the objective has been to generate tax revenues and in order to do so for tax year 2016 the ordinances must be effective in 2015, and based on time constraints, the ordinance must be adopted as an emergency ordinance;

**NOW THEREFORE, BE IT ORDAINED** by the Board of Trustees of the Town of Mead,

**EXHIBIT A**  
**STATE LAND BOARD ENCLAVE ANNEXATION NO. 1.**

**Legal Description:**

A PARCEL OF LAND BEING A PORTION OF THE NORTHEAST QUARTER OF SECTION 16, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 16 TO BEAR SOUTH 00°51'44" EAST, A DISTANCE OF 2647.86 FEET, BETWEEN A FOUND 2 ½" ALUMINUM PIPE WITH 3 ¼" ALUMINUM CAP IN RANGE BOX (ILLEGIBLE) AT THE NORTH QUARTER CORNER OF SAID SECTION 16 AND A FOUND #6 REBAR WITH 3 ¼" ALUMINUM CAP IN RANGE BOX, "1994 LS 13155", AT THE EAST QUARTER CORNER OF SAID SECTION 16 WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO.

COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION 16 AND A POINT ON NORTHERLY LINE OF RANGE VIEW ESTATES ANNEXATION MAP AS RECORDED IN THE RECORDS OF WELD COUNTY AT RECEPTION NO. 2911133, DATED DECEMBER 21, 2001;

THENCE ALONG THE NORTHERLY LINE OF SAID RANGE VIEW ESTATES ANNEXATION MAP, SOUTH 89°26" WEST, A DISTANCE OF 30.00 FEET TO THE SOUTHWEST CORNER OF WCR 7 STATE LAND BOARD ANNEXATION NO.1 AS RECORDED IN THE RECORDS OF WELD COUNTY AT RECEPTION NOS. 3605620, 3605621 AND 3605622 DATED FEBRUARY 17, 2009 AND THE POINT OF BEGINNING;

THENCE ALONG THE NORTHERLY LINE OF SAID RANGE VIEW ESTATES ANNEXATION MAP, SOUTH 89°26" WEST, A DISTANCE OF 1380.80 FEET, MORE OR LESS TO THE SOUTHEASTERLY CORNER OF MEAD VILLAGE ANNEXATION AS RECORDED IN THE RECORDS OF WELD COUNTY AT RECEPTION NO. 3946651 DATED JULY 10, 2013;

THENCE ALONG THE EASTERLY LINE OF SAID MEAD VILLAGE ANNEXATION, NORTH 20°28'05" EAST, A DISTANCE OF 1996.84 FEET TO A POINT ON THE SOUTHERLY LINE OF THE TOWN OF MEAD AS RECORDED IN THE RECORDS OF WELD COUNTY AS CASE NO. 2393 ON MARCH 16, 1908;

THENCE ALONG SAID SOUTHERLY LINE, SOUTH 90°00'00" EAST, A DISTANCE OF 654.53 FEET, MORE OR LESS TO THE NORTHWESTERLY CORNER OF WCR 7 STATE LAND BOARD ANNEXATION NO.4 AS RECORDED IN THE RECORDS OF WELD COUNTY AT RECEPTION NOS. 3605620, 3605621 AND 3605625 DATED FEBRUARY 17, 2009.

THENCE ALONG THE WESTERLY LINE OF SAID WCR STATE LAND BOARD ANNEXATION NO.4 AND ALONG THE WESTERLY LINES OF WCR STATE LAND BOARD ANNEXATION NO.3 AS RECORDED IN THE RECORDS OF WELD COUNTY AT RECEPTION NOS. 3605620, 3605621 AND 3605624, DATED FEBRUARY 17, 2009, WCR STATE LAND BOARD ANNEXATION NO.2 AS RECORDED IN THE RECORDS OF WELD COUNTY AT RECEPTION NOS. 3605620, 3605621 AND 3605623, DATED FEBRUARY 17, 2009, AND SAID WCR STATE LAND BOARD ANNEXATION NO. 1;

THENCE 00°51'44" EAST, A DISTANCE OF 1848.27 FEET TO THE POINT OF BEGINNING.

THUS DESCRIBED TRACT CONTAINS 1,888,283 SQ. FT. OR 43.35 ACRES MORE OR LESS, TOGETHER WITH AND SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY EXISTING AND/OR OF PUBLIC RECORD.



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 "*TOWN OF MEAD COMPREHENSIVE PLAN, March 2009*" published by the Town of Mead Planning Commission in March 2009, along with accompanying maps, plats, charts and descriptive material, has been adopted as the master plan for the three-mile area surrounding the Town of Mead as required by C.R.S. 31-12-105 (1) (e). The "Three Mile Annexation Plan" as adopted by Ordinance 654, on August 10, 2009, is hereby amended to the extent necessary to incorporate the above described property and to update said Plan thereby.

**Section 3. Land Use of the Property.** The land use of the property shall be "A - Agricultural.". 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 4. 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 5. Effective Date.** This ordinance shall be effective immediately.

**Section 6. 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 7. 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 8. 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** 14<sup>th</sup> **DAY OF** December , 2015.

**ATTEST:**

**TOWN OF MEAD**

By Linda Blackston  
Linda Blackston, CMC, Town Clerk

By Gary R. Shields  
Gary R. Shields, Mayor

