

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 795**

AN ORDINANCE ESTABLISHING THE ZONING OF THE STATE LAND BOARD ENCLAVE ANNEXATION NO. 2, TO THE TOWN OF MEAD, COLORADO, TO "A-AGRICULTURAL," AND DECLARING AN EMERGENCY.

WHEREAS, a request for zoning has been filed by Town of Mead, for the designation of the permitted land use of the following described real property simultaneously with the annexation of the property to the Town, 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 zoning (designation of land use) of land while annexation is under way is authorized by C.R.S. § 31-12-115; and

WHEREAS, a public hearing was held on the zoning in combination with the public meeting on the annexation of the property on Monday, December 14, 2015; and

WHEREAS, it has been determined by the Board of Trustees that it is desirable and necessary that the designated zoning for the described real property be "A - Agricultural" in accordance with the petition for annexation and the Land Use Code of the Town of Mead, Colorado; and

WHEREAS, the Town has been in discussions with the Colorado State land Board for more than two years regarding these two annexation; 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, Weld County, Colorado, that;

Section 1. The zoning for the above described property is hereby designated "A - Agricultural." All activities conducted on the site shall be in conformance with the Land Use Code for the Town of Mead as though the same were set forth in full.

Section 2. The official *Town of Mead Zoning District Map* as adopted by Section 16-3-30 of the *Mead Municipal Code*, and as subsequently amended, shall be amended by the designation of the above described property as "A - Agricultural," as depicted on the zoning map attached hereto as Exhibit B.

Section 3. Ministerial Action. The Mayor and Town Clerk are authorized and directed to complete all the necessary procedures required to cause an appropriate revision of the official *Town of*

Mead Zoning District Map to be prepared and placed in the official records of the Town.

Section 4. Effective Date. This ordinance shall be effective immediately.

Section 5. 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 6. 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 7. 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 14th **DAY OF** December , 2015.

ATTEST:

TOWN OF MEAD

By Linda Blackston
Linda Blackston, CMC, Town Clerk

By Gary R. Shields
Gary R. Shields, Mayor



EXHIBIT A
STATE LAND BOARD ENCLAVE ANNEXATION NO. 2.

Legal Description:

A PARCEL OF LAND BEING A PORTION OF THE NORTHEAST QUARTER OF SECTION 16 AND THE SOUTHEAST QUARTER OF SECTION 9, 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 NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 16 TO BEAR NORTH 89°13'55" EAST, A DISTANCE OF 2658.89 FEET, BETWEEN A FOUND #6 REBAR WITH 2" ALUMINUM CAP IN RANGE BOX (ILLEGIBLE) AT THE NORTH QUARTER CORNER OF SAID SECTION 16 AND A FOUND 2 ½" ALUMINUM PIPE WITH 3 ¼" CAP IN RANGE BOX, (ILLEGIBLE), AT THE NORTHEAST CORNER OF SAID SECTION 16, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO.

COMMENCING AT SAID NORTH QUARTER CORNER, THENCE ALONG SAID NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 16, NORTH 89°13'55" EAST, A DISTANCE OF 529.17 FEET, MORE OR LESS, TO A POINT ON A EASTERLY LINE OF THE MEAD VILLAGE ANNEXATION AS RECORDED IN THE RECORDS OF WELD COUNTY AT RECEPTION NO. 3946651 DATED JULY 10, 2013, THE POINT OF BEGINNING;

THENCE ALONG SAID EASTERLY LINE, NORTH 00°46'05" WEST, A DISTANCE OF 30.00 FEET, MORE OR LESS, TO A POINT ON THE SOUTHERLY LINE OF THE MEAD WESTERN MEADOWS ANNEXATION MAP AS RECORDED IN THE RECORDS OF WELD COUNTY AT RECEPTION NO. 2675747 DATED FEBRUARY 25, 1999;

THENCE ALONG SAID SOUTHERLY LINE, NORTH 89°55" EAST, A DISTANCE OF 575.98 FEET, MORE OR LESS, TO A POINT ON THE WESTERLY LINE OF THE TOWN OF MEAD AS RECORDED IN THE RECORDS OF WELD COUNTY AS CASE NO. 2393 DATED MARCH 16, 1908;

THENCE ALONG SAID WESTERLY LINE, SOUTH 00°00" EAST, A DISTANCE OF 60.01 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF WELD COUNTY ROAD 34;

THENCE CONTINUING ALONG SAID WESTERLY LINE, SOUTH 00°00" EAST, A DISTANCE OF 669.18 FEET TO A POINT ON THE NORTHERLY LINE OF THE MEAD VILLAGE ANNEXATION AS RECORDED IN THE RECORDS OF WELD COUNTY AT RECEPTION NO. 3946651 DATED JULY 10, 2013;

THENCE ALONG SAID NORTHERLY LINE, SOUTH 89°13'55" WEST, A DISTANCE OF 566.21 FEET TO A EASTERLY LINE OF SAID MEAD VILLAGE ANNEXATION;

THENCE ALONG SAID EASTERLY LINE, NORTH 00°46'05" WEST, A DISTANCE OF 669.12 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF WELD COUNTY ROAD 34;

THENCE CONTINUING ALONG SAID EASTERLY LINE, NORTH 00°46'05" WEST, A DISTANCE OF 30,00 FEET TO THE POINT OF BEGINNING.

THUS DESCRIBED TRACT CONTAINS 416,395 SQ. FT. OR 9.56 ACRES MORE OR LESS, TOGETHER WITH AND SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY EXISTING AND/OR OF PUBLIC RECORD.