

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 867**

**AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, ANNEXING
CERTAIN TERRITORY KNOWN AS THE MARY JENSEN HIGHLAND LAKE
RECREATION SITE ANNEXATION NOS. 1, 2 AND 3, TO THE TOWN OF MEAD**

WHEREAS, the real property generally described as the Mary Jensen Highland Lake Recreation Site annexation, consisting of a total of 5.04 acres more or less, and which is more particularly described in **Exhibit A**, **Exhibit B** and **Exhibit C** attached hereto (collectively, the “Property”), is located in an unincorporated area of Weld County, Colorado; and

WHEREAS, a Petition for Annexation has been filed with the Town Clerk requesting the annexation of the Property to the Town of Mead; and

WHEREAS, the Board of Trustees finds that, pursuant to the findings set forth in **Resolution No. 51-R-2018** dated June 11, 2018:

- That the Property meets the applicable requirements of Section 30 of Article II of the Colo. Constitution and §§ 31-12-104 and 31-12-105, C.R.S., and is eligible for annexation to the Town of Mead;
- That an election is not required under the applicable requirements of Section 30(1)(a) of Article II of the Colo. Constitution and § 31-12-107(2), C.R.S.; and
- That no additional terms or conditions are imposed which would require an election under § 31-12-112(1), C.R.S.

WHEREAS, the Board of Trustees held a duly noticed public hearing to consider annexation of the Property, notice of which was duly published in accordance with the requirements set forth in Section 31-12-108(2), C.R.S.; and

WHEREAS, annexation of the Property will not result in detachment of any area from any school district and the attachment of the same to another school district; and

WHEREAS, annexation proceedings to annex the Property have not commenced for annexation of all or part of the Property to another municipality; and

WHEREAS, the Board of Trustees finds that it is in the best interests of the Town to annex the Property to the Town;

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

Section 1. Recitals Incorporated. The recitals contained above are incorporated herein by reference and are adopted as findings and determinations of the Board of Trustees.

Section 2. Annexation of Property Approved. The Property as more particularly described

in **Exhibit A**, **Exhibit B** and **Exhibit C** attached hereto is hereby annexed to and included within the corporate limits of the Town of Mead, Colorado, in accordance with law.

Section 3. Direction to Town Staff. The Board of Trustees hereby directs Staff to complete all necessary procedures required for annexation of said Property to the Town including: (1) filing for recording three certified copies of this Annexation Ordinance and the maps of the annexed Property containing a legal description of the Property annexed hereby (“Annexation Maps”) with the Weld County Clerk and Recorder; (2) filing the original of this Annexation Ordinance together with a copy of the Annexation Map with the Town Clerk of the Town of Mead, Colorado; and (3) taking the post-approval actions specified under Section 16-8-50 of the *Mead Municipal Code*.

Section 4. Effective Date. This ordinance shall be published and become effective as provided by law.

Section 5. Severability. 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 part, section, subsection, sentence, clause or phrase is declared invalid.

Section 6. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

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 11TH DAY OF JUNE, 2018.

ATTEST:

By: 
Mary E. Stuft, CMG, Town Clerk



The seal is circular with a double-lined border. The outer ring contains the text "TOWN OF MEAD" at the top and "WELD COUNTY, COLORADO" at the bottom. In the center, the word "SEAL" is written in a large, bold, serif font. Below "SEAL" are two horizontal wavy lines.

TOWN OF MEAD:

By: 
Joyce E. Palaszewski, Mayor Pro Tem

EXHIBIT A

**MARY JENSEN HIGHLAND LAKE RECREATION SITE
ANNEXATION NO. 1 TO THE TOWN OF MEAD**

CERTIFICATE OF OWNERSHIP:

KNOW ALL MEN BY THESE PRESENTS THAT THE TOWN OF MEAD, STATE OF COLORADO, BEING THE OWNER OF PROPERTY IN WELD COUNTY, COLORADO, EXCLUSIVE OF RIGHTS-OF-WAY, HAVE HERewith PETITIONED TO THE TOWN OF MEAD FOR THE ANNEXATION OF THE PROPERTY BEING DESCRIBED AS FOLLOWS:

A PARCEL OF LAND BEING A PORTION OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN ALL IN WELD COUNTY, STATE OF COLORADO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE WEST LINE OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 9 TO BEAR NORTH 01°05'32" WEST, A DISTANCE OF 1328.28 FEET BETWEEN A FOUND #6 REBAR WITH 3 ½" ALUMINUM CAP "¼ S8 S9 T3N R68W 2017 FLATIRONS SURVEYING LS 16406" AT THE WEST ¼ CORNER OF SECTION 9 AND A FOUND #6 REBAR WITH 2" ALUMINUM CAP "LS 23S00 1998 A. MICHAEL HASCALL T3N R68W N 1/16 S8 S9 6TH P.M." AT THE NORTH 1/16TH CORNER OF SECTION 8-9, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO.

COMMENCING AT THE WEST ¼ CORNER OF SAID SECTION 9;
THENCE ALONG SAID WEST LINE, NORTH 01°05'32" WEST, A DISTANCE OF 60.00 FEET;
THENCE DEPARTING SAID WESTERLY LINE NORTH 88°58'56" EAST, A DISTANCE OF 165.00 FEET, TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF WELD COUNTY ROAD 5 AND THE POINT OF BEGINNING;

THENCE DEPARTING SAID WESTERLY RIGHT-OF-WAY LINE, NORTH 10°31'09" EAST, A DISTANCE OF 150.00 FEET;
THENCE SOUTH 12°33'17" EAST, A DISTANCE OF 150.00 FEET TO A POINT ON THE NORTHERLY LINE OF THE ANNEXATION MAP OF SCHELL ANNEXATION NO. FOUR TO THE TOWN OF MEAD AS DESCRIBED IN THE RECORDS OF WELD COUNTY ON JUNE 1, 2009, AT RECEPTION NO. 3626545;
THENCE ALONG SAID NORTHERLY LINE, SOUTH 88°58'56" WEST, A DISTANCE OF 60.00 FEET, TO THE POINT OF BEGINNING.

THUS DESCRIBED TRACT CONTAINS 4,409 SQ. FT. OR 0.10 ACRES, MORE OR LESS, TOGETHER WITH AND SUBJECT TO ALL EASEMENTS AND RIGHT OF WAYS EXISTING AND/OR OF PUBLIC RECORD.

EXHIBIT B

**MARY JENSEN HIGHLAND LAKE RECREATION SITE
ANNEXATION NO. 2 TO THE TOWN OF MEAD**

CERTIFICATE OF OWNERSHIP:

KNOW ALL MEN BY THESE PRESENTS THAT THE TOWN OF MEAD, STATE OF COLORADO, BEING THE OWNER OF PROPERTY IN WELD COUNTY, COLORADO, EXCLUSIVE OF RIGHTS-OF-WAY, HAVE HEREWITH PETITIONED TO THE TOWN OF MEAD FOR THE ANNEXATION OF THE PROPERTY BEING DESCRIBED AS FOLLOWS:

A PARCEL OF LAND BEING A PORTION OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN ALL IN WELD COUNTY, STATE OF COLORADO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE WEST LINE OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 9 TO BEAR NORTH 01°05'32" WEST, A DISTANCE OF 1328.28 FEET BETWEEN A FOUND #6 REBAR WITH 3 ½" ALUMINUM CAP "¼ S8 S9 T3N R68W 2017 FLATIRONS SURVEYING LS 16406" AT THE WEST ¼ CORNER OF SECTION 9 AND A FOUND #6 REBAR WITH 2" ALUMINUM CAP "LS 23500 1998 A. MICHAEL HASCALL T3N R68W N 1/16 S8 S9 6TH P.M." AT THE NORTH 1/16TH CORNER OF SECTION 8-9, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO.

COMMENCING AT THE WEST ¼ CORNER OF SAID SECTION 9;
THENCE ALONG SAID WEST LINE, NORTH 01°05'32" WEST, A DISTANCE OF 60.00 FEET;
THENCE DEPARTING SAID WEST LINE NORTH 88°58'56" EAST, A DISTANCE OF 165.00 FEET, TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF WELD COUNTY ROAD 5 AND THE POINT OF BEGINNING;

THENCE DEPARTING SAID WESTERLY RIGHT-OF-WAY LINE, NORTH 01°16'29" EAST, A DISTANCE OF 750.00 FEET;
THENCE SOUTH 03°18'37" EAST, A DISTANCE OF 750.00 FEET;
THENCE NORTH 12°33'17" WEST, A DISTANCE OF 150.00 FEET;
THENCE SOUTH 10°31'09" WEST, A DISTANCE OF 150.00 FEET, TO THE POINT OF BEGINNING.

THUS DESCRIBED TRACT CONTAINS 18,073 SQ. FT. OR 0.41 ACRES, MORE OR LESS, TOGETHER WITH AND SUBJECT TO ALL EASEMENTS AND RIGHT OF WAYS EXISTING AND/OR OF PUBLIC RECORD.

EXHIBIT C

**MARY JENSEN HIGHLAND LAKE RECREATION SITE
ANNEXATION NO. 3 TO THE TOWN OF MEAD**

CERTIFICATE OF OWNERSHIP:

KNOW ALL MEN BY THESE PRESENTS THAT THE TOWN OF MEAD, STATE OF COLORADO, BEING THE OWNER OF PROPERTY IN WELD COUNTY, COLORADO, EXCLUSIVE OF RIGHTS-OF-WAY, HAVE HEREWITH PETITIONED TO THE TOWN OF MEAD FOR THE ANNEXATION OF THE PROPERTY BEING DESCRIBED AS FOLLOWS:

A PARCEL OF LAND BEING A PORTION OF THE NORTHWEST QUARTER OF SECTION 9 AND THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN ALL IN WELD COUNTY, STATE OF COLORADO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE WEST LINE OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 9 TO BEAR NORTH 01°05'32" EAST, A DISTANCE OF 1328.28 FEET BETWEEN A FOUND #6 REBAR WITH 3 ¼" ALUMINUM CAP "¼ S8 S9 T3N R68W 2017 FLATIRONS SURVEYING LS 16406" AT THE WEST ¼ CORNER OF SECTION 9 AND A FOUND #6 REBAR WITH 2" ALUMINUM CAP "LS 23500 1998 A. MICHAEL HASCALL T3N R68W N 1/16 S8 S9 6TH P.M." AT THE NORTH 1/16TH CORNER OF SECTION 8-9, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO.

COMMENCING AT THE WEST ¼ CORNER OF SAID SECTION 9;
THENCE ALONG SAID WEST LINE, NORTH 01°05'32" WEST, A DISTANCE OF 60.00 FEET;
THENCE DEPARTING SAID WEST LINE, NORTH 88°58'56" EAST, A DISTANCE OF 165.00 FEET, TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF WELD COUNTY ROAD 5 AND THE POINT OF BEGINNING;

THENCE ALONG SAID WESTERLY RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES:
NORTH 01°05'32" WEST, A DISTANCE OF 1180.69 FEET;
THENCE NORTH 65°06'51" EAST, A DISTANCE OF 516.83 FEET;
THENCE NORTH 47°21'14" EAST, A DISTANCE OF 152.44 FEET;
THENCE NORTH 12°03'46" EAST, A DISTANCE OF 85.77 FEET;
THENCE NORTH 11°50'06" EAST, A DISTANCE OF 324.57 FEET;
THENCE NORTH 03°25'47" EAST, A DISTANCE OF 192.66 FEET;
THENCE DEPARTING SAID WESTERLY RIGHT-OF-WAY LINE AND ALONG THE WESTERLY LINE OF A PARCEL OF LAND AS DESCRIBED IN THE RECORDS OF WELD COUNTY ON AUGUST 17, 2016, AT RECEPTION NO. 4228674, THE FOLLOWING THREE (3) COURSES:
NORTH 06°52'20" WEST, A DISTANCE OF 126.99 FEET;
THENCE NORTH 15°53'15" WEST, A DISTANCE OF 199.79 FEET;
THENCE NORTH 27°12'09" WEST, A DISTANCE OF 210.76 FEET TO A POINT ON THE SOUTH LINE OF THE SOUTHWEST ¼ OF SAID SECTION 4;
THENCE ALONG SAID SOUTH LINE, NORTH 89°22'43" EAST, A DISTANCE OF 141.34 FEET;
THENCE DEPARTING SAID SOUTH LINE AND ALONG THE WESTERLY RIGHT-OF-WAY LINE OF WELD COUNTY ROAD 5, NORTH 08°00'45" WEST, A DISTANCE OF 188.94 FEET;
THENCE DEPARTING SAID WESTERLY RIGHT-OF-WAY LINE, NORTH 83°47'30" EAST, A DISTANCE OF 60.03 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE;
THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE THE FOLLOWING ELEVEN (11) COURSES:

SOUTH 08°00'45" EAST, A DISTANCE OF 194.83 FEET;
THENCE SOUTH 08°39'53" EAST, A DISTANCE OF 151.07 FEET;
THENCE SOUTH 06°19'59" EAST, A DISTANCE OF 72.75 FEET;
THENCE SOUTH 00°37'51" EAST, A DISTANCE OF 81.14 FEET;
THENCE SOUTH 01°50'27" WEST, A DISTANCE OF 208.04 FEET;
THENCE SOUTH 03°37'03" WEST, A DISTANCE OF 197.86 FEET;
THENCE SOUTH 11°50'06" WEST, A DISTANCE OF 329.10 FEET;
THENCE SOUTH 12°03'46" WEST, A DISTANCE OF 104.97 FEET;
THENCE SOUTH 47°21'14" WEST, A DISTANCE OF 180.90 FEET;
THENCE SOUTH 65°06'51" WEST, A DISTANCE OF 487.08 FEET;
THENCE SOUTH 01°05'32" EAST, A DISTANCE OF 1141.65 FEET;
THENCE DEPARTING SAID EASTERLY RIGHT-OF-WAY LINE, NORTH 03°18'37" WEST, A DISTANCE
OF 750.00 FEET;
THENCE SOUTH 01°16'29" WEST, A DISTANCE OF 750.00 FEET TO THE POINT OF BEGINNING.

THUS DESCRIBED TRACT CONTAINS 197,490 SQ. FT, OR 4.53 ACRES, MORE OR LESS,
TOGETHER WITH AND SUBJECT TO ALL EASEMENTS AND RIGHT OF WAYS EXISTING AND/OR OF
PUBLIC RECORD.