

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 895**

**AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, ANNEXING
CERTAIN TERRITORY KNOWN AS THE RATERINK ANNEXATION
TO THE TOWN OF MEAD**

WHEREAS, the real property generally described as the Raterink Annexation, consisting of a total of 159.95 acres more or less, and which is more particularly described in **Exhibit 1** attached hereto (collectively, the "Property"), is located in an unincorporated area of Weld County, Colorado; and

WHEREAS, the Property is generally located north and east of the intersection of I-25 and WCR 34; 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. 44-R-2019 dated June 10, 2019:

- 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 1** 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 16-8-120 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 10TH DAY OF JUNE, 2019.

ATTEST:

By:

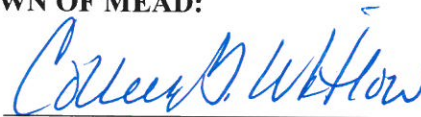


Mary E. Strutt, CMC, Town Clerk



TOWN OF MEAD:

By:



Colleen G. Whitlow, Mayor

Exhibit 1
Legal Description
Raterink Annexation

TWO PARCELS OF LAND AS DESCRIBED IN THE RECORDS OF WELD COUNTY ON JUNE 15, 2006, AT RECEPTION NO. 3396398, LOCATED IN SECTION 11, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE WEST LINE OF THE NORTHWEST 1/4 OF SECTION 11 TO BEAR N00°36'06"W, A DISTANCE OF 2638.70 FEET BETWEEN A FOUND 7/8" REBAR WITH 2" ALUMINUM CAP "2002 LS 29425 T3N R68W S10 S11" AT THE WEST 1/4 CORNER OF SECTION 11 AND A FOUND 3 1/4" ALUMINUM CAP PARTIALLY LEGIBLE "FREESE ENGR 1996 LS 4392" AT THE NORTHWEST CORNER OF SECTION 11, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO.

COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 11;
THENCE ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 11 NORTH 00°36'06" WEST, 587.76 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THE GREAT WESTERN RAILWAY; THENCE ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, NORTH 74°52'15" EAST, A DISTANCE OF 93.09 FEET TO THE NORTHWESTERLY CORNER OF SAID PARCEL OF LAND DESCRIBED AT RECEPTION NO. 3396398, AND THE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, NORTH 74°52'15" EAST, A DISTANCE OF 2648.50 FEET;

THENCE DEPARTING SAID SOUTHERLY RIGHT-OF-WAY LINE AND ALONG THE EASTERLY, NORTHERLY AND SOUTHERLY LINES OF SAID PARCEL OF LAND THE FOLLOWING TEN (10) COURSES:

- 1) SOUTH 00°33'29" EAST, A DISTANCE OF 1788.98 FEET;
- 2) THENCE NORTH 89°25'20" EAST, A DISTANCE OF 672.89 FEET;
- 3) THENCE SOUTH 00°21'26" EAST, A DISTANCE OF 794.32 FEET;
- 4) THENCE SOUTH 89°04'12" WEST, A DISTANCE OF 299.72 FEET;
- 5) THENCE SOUTH 89°49'42" WEST, A DISTANCE OF 82.79 FEET;
- 6) THENCE SOUTH 00°02'56" EAST, A DISTANCE OF 510.70 FEET;
- 7) THENCE NORTH 89°56'25" WEST, A DISTANCE OF 100.85 FEET;
- 8) THENCE SOUTH 55°20'11" WEST, A DISTANCE OF 472.42 FEET;
- 9) THENCE SOUTH 00°06'42" EAST, A DISTANCE OF 44.79 FEET;
- 10) THENCE SOUTH 37°08'42" EAST, A DISTANCE OF 201.09 FEET TO A POINT ON THE NORTHERLY LINE OF THE GEORGE RATERINK ANNEXATION AS DESCRIBED IN THE RECORDS OF WELD COUNTY ON SPETEMBER 4, 1985, AT RECEPTION NO. 02023519, SAID NORTHERLY LINE ALSO BEING THE NORTHERLY LINE OF



LOT 12, RATERINK SUBDIVISION AS DESCRIBED IN THE RECORDS OF WELD COUNTY ON MAY 9, 1986, AT RECEPTION NO. 02053088.

THENCE ALONG THE NORTHERLY LINES OF SAID GEORGE RATERINK ANNEXATION AND RATERINK SUBDIVISION, AND ALONG THE NORTHERLY LINES OF RATERINK SUBDIVISION REPLAT "A" AS DESCRIBED IN THE RECORDS OF WELD COUNTY ON DECEMBER 21, 1994, THE FOLLOWING SIX (6) COURSES:

- 1) NORTH 82°18'46" WEST, A DISTANCE OF 395.39 FEET;
- 2) THENCE NORTH 58°34'53" WEST, A DISTANCE OF 428.86 FEET;
- 3) THENCE NORTH 48°02'02" WEST, A DISTANCE OF 1095.95 FEET;
- 4) THENCE NORTH 44°53'35" WEST, A DISTANCE OF 1083.15 FEET;
- 5) THENCE NORTH 23°34'29" WEST, A DISTANCE OF 367.48 FEET;
- 6) THENCE SOUTH 89°35'07" WEST, A DISTANCE OF 49.98 FEET TO A POINT ON THE EASTERLY LINE OF THE WILFRIED SCHULZ ANNEXATION TO THE TOWN OF MEAD AS DESCRIBED IN THE RECORDS OF WELD COUNTY ON APRIL 5, 1988, AT RECEPTION NO. 02136726.

THENCE ALONG SAID EASTERLY LINE, THE FOLLOWING THREE (3) COURSES:

- 1) NORTH 00°36'06" WEST, A DISTANCE OF 28.94 FEET;
- 2) THENCE NORTH 02°30'49" EAST, A DISTANCE OF 283.89 FEET;
- 3) THENCE NORTH 02°32'49" EAST, A DISTANCE OF 449.46 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

THUS-DESCRIBED TRACT CONTAINS 6,967,619 SQ. FT. OR 159.95 ACRES, MORE OR LESS, TOGETHER WITH AND SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY EXISTING AND/OR OF PUBLIC RECORD.

Total acreage (approximate): 159.95 acres, as more particularly shown in the annexation map on file with the Town Clerk. To the extent of any discrepancy between the legal description set forth above and the legal description set forth in the annexation map, the map shall control.