

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 905**

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

WHEREAS, the real property generally described as the Harfst Annexation, consisting of a total of 4.3 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, 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. 54-R-2019 dated July 29, 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.

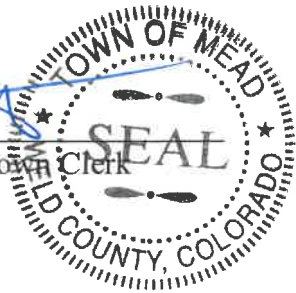
Section 7. Certification. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Code available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 29TH DAY OF JULY, 2019.

ATTEST:

By: _____

Mary E. Strutt, Town Clerk



TOWN OF MEAD:

By: _____

Colleen G. Whitlow, Mayor

Exhibit 1
Legal Description
Harfst Annexations

HARFST ANNEXATION No. 1

Legal Description

A PORTION OF THE SOUTHWEST QUARTER (SW 1/4) OF SECTION 18, TOWNSHIP 3 NORTH, RANGE 67 WEST OF THE SIXTH PRINCIPAL MERIDIAN, TOGETHER WITH A PORTION OF THE SOUTHEAST QUARTER (SE 1/4) OF SECTION 13, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 13, FROM WHENCE THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE 1/4) BEARS NORTH 00°04'18" EAST A DISTANCE OF 2663.41 FEET, WITH ALL BEARINGS HEREIN RELATED THERETO;

THENCE ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER (SE 1/4), NORTH 00°04'18" EAST, 30.00 FEET TO A POINT ON THE TOWN OF MEAD CORPORATE BOUNDARY AS ESTABLISHED IN THAT CERTAIN ORDINANCE #879 RECORDED DECEMBER 11, 2018 AT RECEPTION No. 4452496, OFFICIAL RECORDS OF WELD COUNTY, COLORADO, AND BEING THE POINT OF BEGINNING;

THENCE ALONG SAID CORPORATE BOUNDARY, PARALLEL WITH THE SOUTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4), SOUTH 89°17'23" WEST, 30.00 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF COUNTY ROAD #13;
THENCE LEAVING SAID CORPORATE BOUNDARY, NORTH 12°27'11" EAST, 139.91 FEET TO A POINT ON THE EAST LINE OF SAID SOUTHEAST QUARTER (SE 1/4);
THENCE SOUTH 12°22'55" EAST, 139.11 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF SAID COUNTY ROAD #13;
THENCE SOUTH 89°17'23" WEST, 30.00 FEET TO THE POINT OF BEGINNING.

CONTAINING ±4,088 SQUARE FEET OR ±0.094 ACRES OF LAND, MORE OR LESS, SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY EXISTING AND/OR OF PUBLIC RECORD.

HARFST ANNEXATION No. 2

Legal Description

A PORTION OF THE SOUTHWEST QUARTER (SW 1/4) OF SECTION 18, TOWNSHIP 3 NORTH, RANGE 67 WEST OF THE SIXTH PRINCIPAL MERIDIAN, TOGETHER WITH A PORTION OF THE SOUTHEAST QUARTER (SE 1/4) OF SECTION 13, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 13, FROM WHENCE THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER (SE 1/4) BEARS NORTH 00°04'18" EAST A DISTANCE OF 2663.41 FEET, WITH ALL BEARINGS HEREIN RELATED THERETO;

THENCE ALONG THE SOUTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4), SOUTH 89°17'23" WEST, 30.00 FEET TO A POINT;

THENCE LEAVING SAID SOUTH LINE, NORTH 00°04'18" EAST, 30.00 FEET TO A POINT ON THE BOUNDARY OF HARFST ANNEXATION No. 1, SAID POINT BEING ON THE WEST RIGHT-OF-WAY LINE OF COUNTY ROAD No. 13, AND BEING THE POINT OF BEGINNING;

THENCE ALONG SAID WEST RIGHT-OF-WAY LINE, PARALLEL WITH THE EAST LINE OF SAID SOUTHEAST QUARTER (SE 1/4), NORTH 00°04'18" EAST, 655.42 FEET TO A POINT;

THENCE LEAVING SAID WEST RIGHT-OF-WAY LINE, SOUTH 08°54'39" EAST, 384.29 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF SAID COUNTY ROAD No. 13;

THENCE ALONG SAID EASE LINE, SOUTH 00°04'18" WEST, 275.03 FEET TO A POINT ON THE AFOREMENTIONED BOUNDARY OF SAID HARFST ANNEXATION No. 1;

THENCE ALONG SAID BOUNDARY THE FOLLOWING TWO (2) COURSES:

1. NORTH 12°22'55" WEST, 139.11 FEET TO A POINT;
2. SOUTH 12°27'11" WEST, 139.91 FEET TO THE POINT OF BEGINNING.

CONTAINING ±23,826 SQUARE FEET OR ±0.547 ACRES OF LAND, MORE OR LESS, SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY EXISTING AND/OR OF PUBLIC RECORD.

HARFST ANNEXATION No. 3

Legal Description

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 18, FROM WHENCE THE NORTHWEST CORNER OF SAID SOUTHWEST QUARTER (SW 1/4) BEARS NORTH 00°04'18" EAST A DISTANCE OF 2663.41 FEET, WITH ALL BEARINGS HEREIN RELATED THERETO;

THENCE ALONG THE SOUTH LINE OF SAID SOUTHWEST QUARTER (SW 1/4), SOUTH 88°03'55" EAST, 30.02 FEET TO A POINT 30.00 FEET DISTANT FROM THE WEST LINE OF SAID SOUTHWEST QUARTER (SW 1/4);

THENCE LEAVING SAID SOUTH LINE, ALONG THE EAST RIGHT-OF-WAY LINE OF COUNTY ROAD No. 13, NORTH 00°04'18" EAST, 306.41 FEET TO A POINT ON THE BOUNDARY OF HARFST ANNEXATION No. 2, AND BEING THE POINT OF BEGINNING;

THENCE ALONG SAID BOUNDARY, NORTH 08°54'39" WEST, 384.29 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF SAID COUNTY ROAD No. 13;

THENCE ALONG SAID WEST RIGHT-OF-WAY LINE, NORTH 00°04'18" EAST, 295.26 FEET TO A POINT ON THE WESTERLY PROLONGATION OF THE NORTH LINE OF RECORDED EXEMPTION SURVEY RE-3115;

THENCE ALONG SAID PROLONGATION AND ALONG SAID NORTH LINE, SOUTH 89°55'43" EAST, 494.62 FEET TO THE NORTHEAST CORNER OF SAID EXEMPTION SURVEY;

THENCE ALONG THE BOUNDARY OF SAID EXEMPTION SURVEY THE FOLLOWING TWO (2) COURSES:

1. SOUTH 00°04'18" WEST, 300.11 FEET TO A POINT;
2. NORTH 89°56'44" WEST, 434.62 FEET TO A POINT ON THE AFOREMENTIONED EAST RIGHT-OF-WAY LINE OF SAID COUNTY ROAD No. 13;

THENCE LEAVING SAID BOUNDARY, ALONG SAID EAST RIGHT-OF-WAY LINE, SOUTH 00°04'18" WEST, 374.59 FEET TO THE POINT OF BEGINNING.

CONTAINING ±159,563 SQUARE FEET OR ±3.663 ACRES OF LAND, MORE OR LESS, SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY EXISTING AND/OR OF PUBLIC RECORD.

Total acreage (approximate): 4.30 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.