

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 04-R-2023**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, ACCEPTING
AN ANNEXATION PETITION, MAKING CERTAIN FINDINGS OF
FACT, FINDING SUBSTANTIAL COMPLIANCE FOR SUCH PETITION,
AND SETTING A PUBLIC HEARING FOR PROPERTY KNOWN AS
THE SHIERS ANNEXATION**

WHEREAS, Board of Trustees of the Town of Mead, Colorado has received and examined the filings and the Petition for Annexation requesting the annexation of certain real property more fully described in said Petition and in **Exhibit 1** attached hereto (the “Shiers Annexation”), which exhibit is attached to this Resolution and is incorporated herein by reference (the “Subject Property”); and

WHEREAS, the Petition for Annexation has been filed of record with the Town Clerk of the Town of Mead, State of Colorado, and

WHEREAS, the Board of Trustees finds as follows:

1. That the Petition contains the following:
 - (a) An allegation that the requirements of C.R.S. §§ 31-12-104 and 31-12-105 exist or are met.
 - (b) An allegation that the signer(s) of the petition comprises more than fifty percent (50%) of the landowners in the Subject Property owning more than fifty percent (50%) of the Subject property, exclusive of public streets and alleys and any land owned by the Town.
 - (c) A request that the Town of Mead approve the annexation of the Subject Property.
 - (d) The signature of the landowner(s) that executed the petition.
 - (e) The mailing address of the landowner(s) that executed the petition.
 - (f) The legal description of the Subject Property.
 - (g) The date that the landowner(s) executed the petition.
 - (h) The affidavit of the petition circulator; stating that the signature of the landowner(s) therein is the signature of each person whose name it purports to be.
2. That four (4) copies of the annexation maps corresponding to the Subject Property have been submitted to the Town with the Petition, and that the annexation maps contain the following information:

- (a) A written legal description of the boundaries of the Subject Property proposed to be annexed.
 - (b) A map showing the boundary of the Subject Property proposed to be annexed.
 - (c) Within the maps, the boundaries and the plat numbers of plots or of lots and blocks.
 - (d) Next to the boundary of the Subject Property proposed to be annexed is drawn the contiguous boundary of the Town of Mead.
3. That no signature on the Petition is dated more than one hundred eighty (180) days prior to the date of filing of the Petition for Annexation with the Town Clerk of the Town of Mead, State of Colorado.

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

Section 1. The foregoing recitals and findings are incorporated herein as findings and conclusions of the Board of Trustees.

Section 2. The Petition for Annexation to the Town of Mead of the Subject Property, commonly referred to as the “Shiers Annexation”, which Petition was officially filed of record with the Town Clerk of the Town of Mead on or about September 12, 2022, substantially complies with the requirements of C.R.S. § 31-12-107(1).

Section 3. No election is required under C.R.S. § 31-12-107(2).

Section 4. No additional terms and conditions are to be imposed except as provided in the Petition for Annexation and in any annexation agreement which may be entered into by and between the Town of Mead and the petitioner(s), which are not to be considered additional terms and conditions within the meaning of C.R.S. § 31-12-112.

Section 5. A public hearing shall be held on Monday, February 27, 2023, at 6:00 p.m. at the Mead Town Hall, 441 Third Street Mead, CO 80542, for the purpose of determining and finding whether the proposed annexation complies with Section 30 of Article II of the Colorado Constitution and the applicable provisions of C.R.S. §§ 31-12-104 and 31-12-105.

Section 6. Any person may appear at such hearing and present evidence pertaining to the eligibility of the proposed annexation of the Subject Property to the Town of Mead.

Section 7. The proposed annexation is hereby referred to the Planning Commission. In accordance with Sec. 16-8-90 of the Mead Municipal Code (“MMC”), the Planning Commission shall consider the proposed annexation and proceed to submit its written recommendation regarding the proposed annexation to the Board of Trustees on or before the date of the eligibility hearing. In addition, Sec. 16-8-90 of the MMC requires the Planning Commission to hold a public hearing on the proposed initial zoning of the Subject Property as

required by the Town's Land Use Code if zoning of the Subject Property is requested at the time of annexation.

Section 8. Effective Date. This resolution shall become effective immediately upon adoption.

Section 9. Certification. The Town Clerk shall certify to the passage of this resolution and make not less than one copy of the adopted resolution available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 9TH DAY OF JANUARY 2023.

ATTEST:

By 
Mary E. Strutt, MMC, Town Clerk

TOWN OF MEAD

By 
Colleen G. Whitlow, Mayor



Exhibit 1
Legal Description
Shiers Annexation

LOT B, AMENDED RECORDED EXEMPTION NO. 1207-03-2-RE627, RECORDED AUGUST 18, 1995 AT RECEPTION NO. 2451917, BEING A PORTION OF THE NORTHWEST 1/4 OF SECTION 3, TOWNSHIP 3, NORTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO.

SAID PARCEL CONTAINING 268,205.84 SQ.FT. OR 6.16 ACRES, MORE OR LESS, TOGETHER WITH AND SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY EXISTING AND/OR OF PUBLIC RECORD.

Total acreage (approximate): 6.16 acres, as more particularly shown in the annexation map(s) on file with the Town Clerk.