

**TOWN OF MORRISON
BOARD OF TRUSTEES**

ORDINANCE NO. 480

**AN ORDINANCE APPROVING THE ANNEXATION OF CERTAIN TERRITORY TO
THE TOWN OF MORRISON, COLORADO**

WHEREAS, the Town of Morrison is a Colorado home rule municipality operating under a Charter approved by the electorate pursuant to Article XX of the Colorado Constitution and governed by its elected Board of Trustees; and

WHEREAS, the Board of Trustees has authority pursuant to the Home Rule Charter and C.R.S. §31-16-101, et seq. to adopt and enforce all ordinances; and

WHEREAS, in the exercise of this authority the Board of Trustees has previously adopted Title 10 of the Morrison Municipal Code, concerning land use and development, which title provides for annexation of real property into the corporate boundaries of the Town in compliance with the laws of the state of Colorado; and

WHEREAS, a Petition for Annexation, together with four (4) copies of the annexation map as required by law, was filed with the Board of Trustees on June 18, 2019, by the owners of one hundred percent (100%) of the area of the territory hereinafter described, exclusive of public streets and alleys, and comprising one hundred percent (100%) of the landowners of the property to be annexed exclusive of public streets and alleys; and

WHEREAS, The Board of Trustees, by resolution at a properly noticed meeting on June 18, 2019 accepted said Petition and found and determined that the applicable parts of the Municipal Annexation Act of 1965, as amended, and Section 30 of Article II of the Colorado Constitution have been met and further determined that an election was not required under the Act and that no additional terms and conditions were to be imposed upon said annexation other than in an annexation agreement to be approved by the parties prior to the annexation becoming effective; and

WHEREAS, the Board of Trustees hereby finds and concludes with regard to the annexation of the territory described as **in Exhibit A** attached hereto and incorporated herein, that not less than one- sixth of the perimeter of the area proposed to be annexed is contiguous with the existing boundaries of the Town; and therefore, because of such contiguity, a community of interest exists between the territory proposed to be annexed and the Town; the territory proposed to be annexed is urban or will be urbanized in the near future, and that the territory proposed to be annexed is integrated or is capable of being integrated with the Town; and

WHEREAS, the Board of Trustees hereby finds and concludes with regard to the annexation of the territory described as **on Exhibit A** attached hereto and incorporated herein, that not less than one- sixth of the perimeter of the area proposed to be annexed is contiguous with the boundaries of the Town; and therefore, because of such contiguity, a community of interest exists between the territory proposed to be annexed and the Town; the territory proposed to be annexed

is urban or will be urbanized in the near future, and that the territory proposed to be annexed is integrated or is capable of being integrated with the Town; and

WHEREAS, the Board of Trustees opened a properly noticed public hearing on the petition on August 6, 2019, and accepted testimony from all persons desiring to be heard and upon the conclusion of the hearing adopted a resolution making findings of fact as required by CRS 31-12-110.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF MORRISON, COLORADO:

Section 1. Recitals Incorporated.

The recitals appearing above are hereby incorporated by reference into this ordinance as findings of the Board of Trustees.

Section 2. Annexation Approved.

The annexation to the Town of the following property described in **Exhibit A** attached hereto is hereby approved. The Mayor and Town Clerk are hereby authorized and directed to take all actions required to formalize the annexation of the property pursuant to law.

Section 3. Annexation Agreement Approved.

The Board of Trustees hereby approves the annexation agreement attached hereto as **Exhibit B** and authorizes and directs the Mayor and Town Clerk to execute the same, in form approved by the Town Attorney.

Section 4. Effective Date.

This ordinance shall take effect fifteen (15) days after adoption and publication as provided by Section 3.9 of the Home Rule Charter.

INTRODUCED, READ, PASSED AND APPROVED, AND ORDERED PUBLISHED IN FULL this 6th day of August, 2019 by a vote of 5 ayes and 0 nays.

TOWN OF MORRISON

By: _____

Sean Forey, Mayor

ATTEST:

Kristi Dixon
Kristi Dixon, Deputy Town Clerk



Exhibit A
[Legal Description and Annexation Boundary Map]

A parcel of land including Spring Street and portions of lots in Block 6, MORRISON, lying in the NE¼ of Section 2, Township 5 South, Range 70 West of the 6th P.M. more particularly described as follows:

Beginning at a point on the north line of "Forey's Lo-Mo Estates Subdivision" recorded at Reception No. 2017036459, from which the NE corner of said Subdivision bears S 73°52'21" E a distance of 73.72'; thence N 65°09'28" W, along said north line and the south line of said Spring Street Right of Way (ROW), 149.98'; thence N 72°13'40" E, along said lines, 101.43' to a point on the 1906 Corporate Boundary of the Town of Morrison; thence N 84°33'35" E, along said Corporate Boundary, 245.80'; thence N 2°44'24" W, along said Corporate Boundary, 129.34' to a point on the south line of the "Town of Morrison - Colorado Highway 8 Annexation" recorded at Reception No. 2019004507; thence southeasterly along the south line of said Annexation and present Corporate Boundary, on a non-tangent curve to the right having a central angle of 10°03'33", a radius of 1046.00', a length of 183.64' and a long chord which bears S 71°50'29" E 183.40' to a point on the southeast ROW line of Spring Street; thence S 58°59'41" W, along said southeast line, 189.00'; thence S 67°29'07" E, along the northeast ROW line of Spring Street, 67.81'; thence S 50°44'23" W 104.27' to the Point of Beginning, containing 0.707 Acres (30,816 Square Feet), County of Jefferson, State of Colorado.

Exhibit B
Annexation Agreement
[attached]