

**RESOLUTION NO. 2020-07**

**A RESOLUTION FINDING SUBSTANTIAL COMPLIANCE FOR AN ANNEXATION PETITION FILED WITH THE TOWN OF KEENESBURG, COLORADO, KNOWN AS THE OLIVER ANNEXATION NO. 1 AND NO. 2 TO THE TOWN OF KEENESBURG, AND SETTING A PUBLIC HEARING THEREON.**

WHEREAS, a petition for annexation of certain property to be known as the **Oliver Annexation No. 1 and No. 2** to the Town of Keenesburg has been filed with the Town Clerk of the Town of Keenesburg, Colorado, and referred to the Board of Trustees of the Town for a determination of substantial compliance with applicable law; and

WHEREAS, the Board of Trustees wishes to permit simultaneous consideration of the subject property for annexation and zoning, if requested in the petition; and

WHEREAS, the Board of Trustees has reviewed the petition and desires to adopt by this resolution its findings with regard to the petition.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF KEENESBURG, COLORADO:

**Section 1.** The petition, the legal description for which is set forth in Exhibit A attached hereto and incorporated herein by reference, is in substantial compliance with the applicable laws of the State of Colorado.

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

**Section 3.** No additional terms and conditions are to be imposed except any provided for in the petitions.

**Section 4.** The Board of Trustees will hold a public hearing for the purpose of determining if the proposed annexation complies with C.R.S. §§ 31-12-104 and 31-12-105, and will hold a public hearing to determine the appropriate zoning of the subject property, if requested in the petition, at the Keenesburg Town Hall, 140 S. Main, Keenesburg, Colorado 80643, on **Monday, April 6, 2020 at 6:00 P.M.**

**Section 5.** Any person may appear at such hearing and present evidence relative to the proposed annexation, or the proposed zoning if requested in the petition.

**Section 6.** Upon completion of the hearing, the Board of Trustees will set forth, by resolution, its findings and conclusions with reference to the eligibility of the proposed annexation, and whether the statutory requirements for the proposed annexation have been met, and further, will determine the appropriate zoning of the subject property if requested in the petition.

**Section 7.** If the Board of Trustees concludes, by resolution, that all statutory requirements have been met and that the proposed annexation is proper under the laws of the State of Colorado, the Board of Trustees may pass one or more ordinances annexing the subject property to the Town of Keenesburg, and will pass one or more ordinances zoning the subject property if requested in the petition.

INTRODUCED, READ, and ADOPTED this 18<sup>th</sup> day of February, 2020.

---

Kenneth Gfeller, Mayor

ATTEST:

---

Christina Fernandez, Town Clerk

2/7/2020 3:05 PM [kmk] R:\Keenesburg\Annexation\Oliver\Substantial Compliance Reso Oliver.docx

**EXHIBIT A  
LEGAL DESCRIPTION**

**Oliver Annexation – No. 1 To The Town of Keenesburg:**

Being portions of the Southeast Quarter of Section 19 and the Southwest Quarter of Section 20, both in Township 2 North, Range 64 West of the 6th P.M., County of Weld, State of Colorado, being more particularly described as follows;

Considering the West line of the Southeast Quarter of said Section 19, Township 2 North, Range 64 West as bearing North 00°00'00" West and with all bearings contained herein relative thereto;

**BEGINNING** at the Southeast Corner of said Section 19; thence along the West line of the Southeast Quarter of said Section 19 North 00°00'00" West 30.00 feet to a point on the North Right-of-Way of Weld County Road 18, said point being the **TRUE POINT OF BEGINNING**; thence departing said West line and along said North Right-of-Way North 89°19'14" West 87.01 feet to the Southwest corner of Lot A of Corrected Recorded Exemption No. 1305-19-4-RE-2907; thence departing said North Right-of-Way and along said West line of Corrected Recorded Exemption No. 1305-19-4-RE-2907 North 46°54'21" West 74.13 feet to a point on the West line of Lot A of said Corrected Recorded Exemption No. 1305-19-4—RE-2907; thence departing said West line South 89°19'14" East 111.14 feet; thence North 10°13'47" East 168.92 feet to the East line of the Southeast Quarter of said Section 19; thence departing said East line South 07°52'22" East 219.02 feet to a point on the North Right-of-Way of Weld County Road 18; thence along said North Right-of-Way North 89°19'14" West 30.00 feet to a point on the East line of the Southeast Quarter of said Section 19 and the **TRUE POINT OF BEGINNING**.

The above described Oliver Annexation No. 1 contains 0.26 acres, more or less, and is subject to all existing easements and/or rights of way of record.

**Oliver Annexation – No. 2 To The Town of Keenesburg:**

Being portions of the Southeast Quarter of Section 19 and the Southwest Quarter of Section 20, both in Township 2 North, Range 64 West of the 6th P.M., County of Weld, State of Colorado, being more particularly described as follows;

Considering the East line of the Southeast Quarter of said Section 19, Township 2 North, Range 64 West as bearing North 00°00'00" West and with all bearings contained herein relative thereto;

**BEGINNING** at the Southeast Corner of said Section 19; thence along the West line of the Southeast Quarter of said Section 19 North 00°00'00" West 30.00 feet to a point on the North Right-of-Way of Weld County Road 18; thence along said North Right-of-Way North 89°19'14" West 87.01 feet to the Southwest corner of Lot A of Corrected Recorded Exemption No. 1305-19-4-RE-2907; thence departing said North Right-of-Way line and along said West line North 46°54'21" West 74.13 feet to the **TRUE POINT OF BEGINNING**; thence continuing along the Westerly line of said Corrected Recorded Exemption

the following Four (4) courses and distances: North 46°54'21" West 295.25 feet; North 33°54'45" West 94.01 feet; North 24°14'00" West 167.81 feet; North 32°45'09" West 42.11 feet; thence departing said Westerly line and along the Northerly line of Lot A of said Corrected Recorded Exemption and along the Easterly prolongation of said North line North 88°14'51" East 531.10 feet to the East Right-of-Way of Weld County Road 51; thence along said East Right-of-Way line South 00°00'00" East 536.45 feet to the North Right-of-Way of Weld County Road 18; thence departing said East Right-of-Way and said north Right-of-Way North 07°52'22" West 219.02 feet to a point on the East line of the Southeast Quarter of said Section 19; thence departing said East line South 10°13'47" West 168.92 feet to a point on the West Right-of-Way line of Weld County Road 51; thence departing said West Right-of-Way line North 89°19'14" West 111.14 feet to a point on the West line of Lot A of said Corrected Recorded Exemption and the **TRUE POINT OF BEGINNING**.

The above described Oliver Annexation No. 2 contains 4.12 acres, more or less, and is subject to all existing easements and/or rights of way of record.