

ORDINANCE NO. 2.01

AN ORDINANCE RELATIVE TO THE ACCEPTANCE OF AN ANNEXATION PETITION SIGNED BY THE OWNERS OF 100% OF THE PROPERTY PROPOSED TO BE ANNEXED AND ANNEXING THE PROPERTY HEREINAFTER DESCRIBED TO THE TOWN OF LARKSPUR, COLORADO

WHEREAS, on the 3rd day of March, 1980, an Annexation Petition was filed with the Town Clerk praying for the annexation of certain unincorporated territory located in the County of Douglas and State of Colorado, as hereinafter described; and

WHEREAS, the said Petition was forwarded by the Town Clerk to the Board of Trustees;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LARKSPUR, COLORADO, as follows:

Section 1

The form and contents of the above described Petition comply with the requirements of Colorado Revised Statutes 1973, Chapter 31, Article 12, Part 1, (the Municipal Annexation Act of 1965, hereinafter referred to as the "Act").

Section 2

The requirements of the Act are met by the Petition since not less than one-sixth of the perimeter of the area proposed to be annexed is contiguous to the Town of Larkspur, and a community of interest exists between the area to be annexed and the Town of Larkspur, that the territory to be annexed is urban or will be urbanized in the near future, and that the territory proposed to be annexed is integrated with the Town of Larkspur.

Section 3

The limitations of the Act do not prevent the annexation of the subject property or any part thereof since:

- a. No tract in one ownership will be divided by this annexation without the consent of the owners;

- b. No tract of twenty acres or more in one ownership having an assessed valuation of over \$200,000 in the year next preceding this, which is located in the outer periphery of the annexed area, is included without the consent of the owners;
- c. No other annexation activities, as contemplated in the Statute, have been commenced.

Section 4

No additional terms or conditions are to be imposed on the annexed area, except by annexation agreement agreed to by the parties.

Section 5

The Petition is signed by the owner of 100% of the property proposed to be annexed, exclusive of streets and highways, and, thus, the Board of Trustees may, by ordinance, annex the territory to the Municipality without notice or hearing as provided in the Act, and without election as provided in the Act.

Section 6

Considering all of the foregoing, and based on the conviction that annexation of this property to the Town of Larkspur will serve the best interests of the Town of Larkspur and the owners of the territory to be annexed, the following described unincorporated territory situate in the County of Douglas and State of Colorado, is hereby annexed to the Town of Larkspur, Colorado, attached hereto as Exhibit "A".

Section 7

The Town Clerk shall file, for recording, one certified copy of the Annexation Ordinance and one copy of the Annexation Map with the Clerk and Recorder of the County of Douglas.

Section 8

An Annexation Map showing the boundaries of the newly annexed territory, as above described, shall be kept on file in the office of the Clerk and Recorder.

Section 9

The Town Clerk shall file one certified copy of the Annexation Ordinance and one copy of the Annexation Map with the Secretary of State.


Section 10

This annexation shall become effective upon the effective date of this ordinance except for the purpose of general taxation, and for such purposes, it shall become effective on and after January 1, 1981.

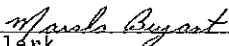
Section 11

By reason of the fact that the Town is in need of additional ground water resources and that this annexation will promote the acquisition of additional ground water resources, it is hereby declared that an emergency exists, and this ordinance is necessary for the preservation of the public peace, health, and safety and that it shall take effect upon adoption and compliance with the provisions of C.R.S. 1973, Section 31-16-104, as amended.

Introduced as an Ordinance at a regular meeting of the Board of Trustees of the Town of Larkspur, Colorado, on the 5th day of March, 1980, and passed by a vote of 4 for and 1 against.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Town Clerk

## TRACT A

A tract of land situated in Section 33, Township 9 South, Range 67 West of the 6th Principal Meridian, Douglas County, Colorado, more particularly described as follows:

Commencing at the Northwest corner of said Section 33 and considering the West line of said Section 33 to bear S 1°02'22"W with all bearings contained herein relative thereto:

Thence S 1°02'22"W along said West line a distance of 265.82 feet to a point on the South Right of Way line of County Road No. 60;

Thence S 43°41'21"E along said South Right of Way line a distance of 283.18 feet;

Thence S 52°54'24"E along said South Right of Way line a distance of 58.07 feet;

Thence S 89°32'46"E along said South Right of Way line a distance of 188.75 feet to the true point of beginning;

Thence continuing S 89°32'46"E along said South Right of Way line a distance of 2731.88 feet;

Thence S 1°02'22"W a distance of 3533.84 feet;

Thence N 89°18'33"W a distance of 503.19 feet to the Southeast corner of the North ½ of the Southwest ¼ of said Section 33;

Thence N 89°18'33"W a distance of 2663.58 feet to the Southwest corner of said North ½ of the Southwest ¼;

Thence N 1°02'22"E along the West line of Section 33 a distance of 3084.33 feet;

Thence S 89°32'46"E a distance of 435.00 feet;

Thence N 1°02'22"E a distance of 436.41 feet to the point of beginning;

Containing 252.068 acres, more or less.

TRACT B

A tract of land situated in the Section 33, Township 9 South, Range 67 West of the 6th Principal Meridian, Douglas County, Colorado, more particularly described as follows: Commencing at the Northwest corner of said Section 33 and considering the West line of said Section 33 to bear S 1°02'22"W with all bearings contained herein relative thereto; Thence S 1°02'22"W along said West line a distance of 265.62 feet to the South Right of Way line of County Road No. 60 and to the true point of beginning; Thence S 43°41'21"E along said South Right of Way line a distance of 283.18 feet; Thence S 52°54'24"E along said South Right of Way line a distance of 58.07 feet; Thence S 89°32'46"E along said South Right of Way line a distance of 188.75 feet; Thence S 1°02'22"W a distance of 436.41 feet; Thence N 89°32'46"W a distance of 435.00 feet to the West line of said Section 33; Thence N 1°02'22"E along said West line a distance of 674.29 feet to the point of beginning; Containing 6.000 acres, more or less.