

RESOLUTION 2021-035
OF THE COUNCIL OF THE CITY OF FORT COLLINS
FINDING SUBSTANTIAL COMPLIANCE AND
INITIATING ANNEXATION PROCEEDINGS FOR THE
GIL BOYER ANNEXATION

WHEREAS, a written petition, together with four prints of an annexation map, has been filed with the City Clerk requesting the annexation of certain property to be known as the Boyer Annexation, as more particularly described below; and

WHEREAS, the City Council desires to initiate annexation proceedings for the Boyer Annexation in accordance with the Municipal Annexation Act, Section 31-12-101, et seq., Colorado Revised Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That the City Council hereby accepts the annexation petition for the Boyer Annexation, located at 241 North Taft Hill Road, approximately 475 feet northwest of the intersection of Laporte Avenue and North Taft Hill Road and more particularly described as situate in the County of Larimer, State of Colorado, to wit:

A portion of the southeast quarter of the northeast quarter of Section 9, Township 7 North, Range 69 West of the 6th Principal Meridian, County of Claimer, State of Colorado, being described as follows:

The east line of the northeast quarter of Section 9, Township 7 North, Range 69 West of the 6th Principal Meridian, assumed to bear N00°37'22"E.

Commencing at the east quarter corner of Section 9, Township 7 North, Range 69 West of the 6th P.M.,

Thence along the east line of the northeast quarter of said Section 9, N00°37'22"E a distance of 520.78 feet;

Thence departing said section line, N89°11'08"W a distance of 40.00 feet, to a point on the easterly right of way of North Taft Hill Road, said point being the Point of Beginning;

Thence N89°11'08"W a distance of 140.00 feet to the east line of Sanctuary on the Green Annexation;

Thence N00°37'22"E, along the east line of said Sanctuary on the Green Annexation, a distance of 70.00 feet;

Thence S89°11'08"E, along the south line of said Sanctuary on the Green Annexation, a distance of 140.00 feet to the aforesaid easterly right of way line;

Thence S00°37'22"E a distance of 70.00 feet along said easterly right of way line to the Point of Beginning.

Containing a calculated area of 0.225 acres, more or less.

Section 3. That the City Council hereby finds and determines that the annexation petition for the Boyer Annexation is in substantial compliance with the Municipal Annexation Act in that the annexation petition contains the following:

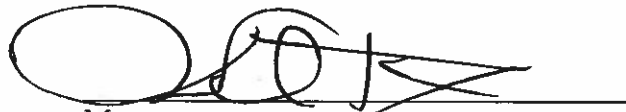
- (1) An allegation that it is desirable and necessary that such area be annexed to the municipality;
- (2) An allegation that the requirements of Colorado Revised Statutes sections 31-12-104 and 31-12-105 exist or have been met;
- (3) An allegation that the signers of the petition comprise more than fifty percent of the landowners in the area and own more than fifty percent of the area proposed to be annexed, excluding public streets and alleys and any land owned by the annexing municipality;
- (4) The signatures of such landowners;
- (5) A request that the annexing municipality approve the annexation of the area proposed to be annexed;
- (6) The mailing address of each such signer;
- (7) The legal description of the land owned by such signer;
- (8) The date of signing of each signature; and
- (9) The affidavit of the circulator of such petition that each signature therein is the signature of the person whose name it purports to be.

Section 4. That the City Council hereby finds and determines that the annexation map, four copies total, accompanying the annexation petition for the Boyer Annexation is in substantial compliance with the Municipal Annexation Act in that the map contains the following:

- (1) A written legal description of the boundaries of the area proposed to be annexed;
- (2) A map showing the boundary of the area proposed to be annexed;
- (3) Within the annexation boundary map, a showing of the location of each ownership tract in unplatted land and, if part or all of the area is platted, the boundaries and the plat numbers of plots or of lots and blocks; and
- (4) Next to the boundary of the area proposed to be annexed, a drawing of the contiguous boundary of the annexing municipality and the contiguous boundary of any other municipality abutting the area proposed to be annexed.

Section 5. That the Notice attached hereto as Exhibit "A" is hereby adopted as a part of this Resolution. Said Notice establishes the date, time and place when a public hearing will be held regarding the passage of annexation and zoning ordinances pertaining to the above-described property. The City Clerk is directed to publish a copy of this Resolution and said Notice as provided in the Municipal Annexation Act.

Passed and adopted at a regular meeting of the Council of the City of Fort Collins held this 16th day of March, A.D. 2021.



Mayor

ATTEST:



City Clerk



NOTICE**TO ALL PERSONS INTERESTED:**

PLEASE TAKE NOTICE that the City Council of the City of Fort Collins has adopted Resolution 2021-035 initiating annexation proceedings for the Gil Boyer Annexation, consisting of approximately 0.225 acres and generally located at 241 North Taft Hill Road, and said Annexation being more particularly described in Resolution 2021-035, a copy of which is available from the City Clerk's Office. The area to be annexed is more particularly described as:

A portion of the southeast quarter of the northeast quarter of Section 9, Township 7 North, Range 69 West of the 6th Principal Meridian, County of Claimer, State of Colorado, being described as follows: The east line of the northeast quarter of Section 9, Township 7 North, Range 69 West of the 6th Principal Meridian, assumed to bear N00°37'22"E. Commencing at the east quarter corner of Section 9, Township 7 North, Range 69 West of the 6th P.M., Thence along the east line of the northeast quarter of said Section 9, N00°37'22"E a distance of 520.78 feet; Thence departing said section line, N89°11'08"W a distance of 40.00 feet, to a point on the easterly right of way of North Taft Hill Road, said point being the Point of Beginning; Thence N89°11'08"W a distance of 140.00 feet to the east line of Sanctuary on the Green Annexation; Thence N00°37'22"E, along the east line of said Sanctuary on the Green Annexation, a distance of 70.00 feet; Thence S89°11'08"E, along the south line of said Sanctuary on the Green Annexation, a distance of 140.00 feet to the aforesaid easterly right of way line; Thence S00°37'22"E a distance of 70.00 feet along said easterly right of way line to the Point of Beginning.

That, on May 4, 2021, at the hour of 6:00 p.m., or as soon thereafter as the matter may come on for hearing in the Council Chambers in the City Hall, 300 LaPorte Avenue, Fort Collins, Colorado, the Fort Collins City Council will hold a public hearing upon the annexation petition and zoning request for the purpose of finding and determining whether the property proposed to be annexed meets the applicable requirements of Colorado law and is considered eligible for annexation and for the purpose of determining the appropriate zoning for the property included in the Annexation. At such hearing, any persons may appear and present such evidence as they may desire.

The Petitioner has requested that the Property included in the Annexation be placed in the Low Density Mixed-Use Neighborhood ("L-M-N") Zone District.

The City of Fort Collins will make reasonable accommodations for access to City services, programs and activities and will make special communication arrangements for persons with disabilities. Please call 221-6515 (V/TDD: Dial 711 for Relay Colorado) for assistance.

Dated this 21st day of March, A.D. 2021.

City Clerk