

ORDINANCE NO. 996

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO ANNEXING THE PROPERTY KNOWN AS FIRESTONE COUNTY ROAD 19 ANNEXATION NOS. 1 THROUGH 8 TO THE TOWN OF FIRESTONE, COLORADO AND APPROVING AN ANNEXATION AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF WELD COUNTY

WHEREAS, the Board of Trustees previously adopted Resolution 21-63, finding substantial compliance and initiating annexation proceedings for the Firestone County Road 19 Annexation Nos. 1 through 8, as described therein and as described below; and

WHEREAS, the Board of Trustees held a duly noticed public hearing to consider annexation of the Property, notice of which was duly published in accordance with the requirements set forth in Section 31-12-108(2), C.R.S.; and

WHEREAS, following said hearing, the Board adopted Resolution 21-84, setting forth findings of fact and determinations regarding the eligibility of the Firestone County Road 19 Annexation Nos. 1 through 8; and

WHEREAS, the Board of Trustees has determined that it is in the best interests of the Town of Firestone to annex the property to be known as the Firestone County Road 19 Annexation Nos. 1 through 8 (the "Property") to the Town; and

WHEREAS, in accordance with Section 1.08.040 of the Firestone Municipal Code, the Board and the Weld County Board of County Commissioners have agreed upon the terms of an annexation agreement.

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

Section 1. The Board of Trustees makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. The Board of Trustees hereby incorporates the findings of Resolution 21-63 and Resolution 21-84; the Board of Trustees further finds that the annexation of the Property is in compliance with the Municipal Annexation Act of 1965 and that it is in the best interests of the Town to annex the Property to the Town.

Section 3. The Property, as more particularly described in **Exhibit A** attached hereto, is hereby annexed to the Town and included within the corporate limits of the Town, in series and in the sequence as set forth in **Exhibit A**, to be known as the Firestone County Road 19 Annexation Nos. 1 through 8, which annexation shall become effective upon completion of the conditions contained in C.R.S. § 31-12-113, including, without limitation, all required filings for recording with the Weld County Clerk and Recorder as further set forth in Section 4 of this Ordinance.

Section 4. The Board of Trustees hereby directs Town staff to complete all necessary procedures required for annexation of the Property to the Town including filing for record with the Weld County Clerk and Recorder the following documents: (1) three certified copies of this Annexation

Ordinance, (2) the map of the annexed Property containing a legal description of the Property annexed hereby ("Annexation Map"); and (3) the Annexation Agreement; and further, directs Town staff to file the original of this Annexation Ordinance together with a copy of the Annexation Map with the Town Clerk of the Town of Firestone.

Section 5. That in annexing the Property to the Town, the Town does not assume any obligation regarding the construction of water mains, sewer lines, gas mains, electrical service lines, streets or any other service or utilities in connection with the Property hereby annexed, except as may be provided by ordinances of the Town or pursuant to agreement between the Town and the Weld County Board of County Commissioners.

Section 6. The Board of Trustees, having considered the annexation agreement attached hereto as **Exhibit B** ("Annexation Agreement"), hereby approves the Annexation Agreement and authorizes the Mayor to execute the same.

INTRODUCED, READ, ADOPTED, APPROVED, AND ORDERED PUBLISHED BY
TITLE this 14th day of July, 2021.



TOWN OF FIRESTONE, COLORADO

Bobbi Sindelar
Bobbi Sindelar, Mayor

ATTEST:

Jessica Koenig
Jessica Koenig, CMC Town Clerk

EXHIBIT A
(Legal Descriptions)

ANNEXATION NO. 1

A PARCEL OF LAND LOCATED IN THE NORTHEAST QUARTER OF SECTION 9, AND THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 2 NORTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF WELD COUNTY ROAD 24 AND THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, FROM WHENCE THE NORTHEAST CORNER OF SAID SECTION 9 BEARS N45°18'38"E A DISTANCE OF 42.04 FEET, SAID POINT BEING ON THE SOUTH LINE OF THE MOUNTAIN VISTAS ANNEXATION NO. SEVEN, RECORDED SEPTEMBER 9, 2008 AT RECEPTION NO. 3577161; THENCE S89°09'39"E ALONG THE SOUTH LINE OF SAID ANNEXATION A DISTANCE OF 60.01 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19; THENCE S11°26'39"W A DISTANCE OF 148.42 FEET TO A POINT ON THE EAST LINE OF THE SAID NORTHEAST QUARTER OF SECTION 9; THENCE N11°47'38"W A DISTANCE OF 149.50 FEET TO THE **POINT OF BEGINNING**;

CONTAINING 4,377 SQUARE FEET OR 0.100 ACRE, MORE OR LESS; together with,

ANNEXATION NO. 2

A PARCEL OF LAND LOCATED IN THE NORTHEAST QUARTER OF SECTION 9, AND THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 2 NORTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF WELD COUNTY ROAD 24 AND THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, FROM WHENCE THE NORTHEAST CORNER OF SAID SECTION 9 BEARS N45°18'38"E A DISTANCE OF 42.04 FEET, SAID POINT BEING ON THE SOUTH LINE OF THE MOUNTAIN VISTAS ANNEXATION NO. SEVEN, RECORDED SEPTEMBER 9, 2008 AT RECEPTION NO. 3577161; THENCE S11°47'38"E A DISTANCE OF 149.50 TO A POINT ON THE EAST LINE OF THE SAID NORTHEAST QUARTER OF SECTION 9; THENCE N11°26'39"E A DISTANCE OF 148.42 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19; THENCE S02°09'04"W A DISTANCE OF 725.77 FEET TO A POINT ON THE EAST LINE OF THE SAID NORTHEAST QUARTER OF SECTION 9; THENCE N02°35'00"W A DISTANCE OF 726.87 FEET TO THE **POINT OF BEGINNING**;

CONTAINING 17,394 SQUARE FEET OR 0.399 ACRE, MORE OR LESS; together with,

ANNEXATION NO. 3

A PARCEL OF LAND LOCATED IN THE EAST HALF OF SECTION 9, AND THE WEST HALF OF SECTION 10, TOWNSHIP 2 NORTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF WELD COUNTY ROAD 24 AND THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, FROM WHENCE THE NORTHEAST CORNER OF SAID SECTION 9 BEARS N45°18'38"E A DISTANCE OF 42.04 FEET, SAID POINT BEING ON THE SOUTH LINE OF THE MOUNTAIN VISTAS ANNEXATION NO. SEVEN, RECORDED SEPTEMBER 9, 2008 AT RECEPTION NO. 3577161; THENCE

S02°35'00"E A DISTANCE OF 726.87 TO A POINT ON THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 9; THENCE N02°09'04"E A DISTANCE OF 725.77 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19; THENCE S00°15'15"W A DISTANCE OF 3629.89 FEET TO A POINT ON THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 9; THENCE N00°41'34"W A DISTANCE OF 3631.00 FEET TO THE **POINT OF BEGINNING**;

CONTAINING 87,139 SQUARE FEET OR 2.000 ACRES, MORE OR LESS; together with,

ANNEXATION NO. 4

A PARCEL OF LAND LOCATED IN THE EAST HALF OF SECTIONS 9, 16, 21, AND 28, AND THE WEST HALF OF SECTIONS 10, 15, 22, AND 27, TOWNSHIP 2 NORTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF WELD COUNTY ROAD 24 AND THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, FROM WHENCE THE NORTHEAST CORNER OF SAID SECTION 9 BEARS N45°18'38"E A DISTANCE OF 42.04 FEET, SAID POINT BEING ON THE SOUTH LINE OF THE MOUNTAIN VISTAS ANNEXATION NO. SEVEN, RECORDED SEPTEMBER 9, 2008 AT RECEPTION NO. 3577161;

THENCE S00°41'34"E A DISTANCE OF 3631.00 FEET TO A POINT ON THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 9;

THENCE N00°15'15"E A DISTANCE OF 3629.89 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19; THENCE ALONG THE EAST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19 FOR THE FOLLOWING SEVEN (7) COURSES: 1) S00°13'04"E A DISTANCE OF 2596.41 FEET; 2) S00°13'24"E A DISTANCE OF 2627.37 FEET; 3) S00°04'44"E A DISTANCE OF 2631.93 FEET; 4) S00°05'06"E A DISTANCE OF 2632.29 FEET; 5) S00°03'41"E A DISTANCE OF 2649.14 FEET; 6) S00°03'21"E A DISTANCE OF 2649.62 FEET; 7) S01°03'34"E A DISTANCE OF 29.89 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF WELD COUNTY ROAD 18; THENCE S89°14'09"W ALONG SAID SOUTH LINE A DISTANCE OF 30.23 FEET; THENCE S89°30'48"W CONTINUING ALONG SAID SOUTH LINE A DISTANCE OF 29.77 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19; THENCE ALONG THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19 FOR THE FOLLOWING TEN (10) COURSES: 1) N01°03'34"W A DISTANCE OF 29.96 FEET; 2) N00°03'21"W A DISTANCE OF 1439.37 FEET; 3) S89°56'39"W A DISTANCE OF 20.00 FEET; 4) N00°03'21"W A DISTANCE OF 1210.74 FEET; 5) N89°54'05"E A DISTANCE OF 20.00 FEET; 6) N00°03'41"W A DISTANCE OF 2649.14 FEET; 7) N00°05'06"W A DISTANCE OF 2632.29 FEET; 8) N00°04'44"W A DISTANCE OF 2631.85 FEET; 9) N00°13'24"W A DISTANCE OF 2627.31 FEET; 10) N00°13'04"W A DISTANCE OF 2597.52 FEET TO THE **POINT OF BEGINNING**;

CONTAINING 864,353 SQUARE FEET OR 19.843 ACRES, MORE OR LESS; together with,

ANNEXATION NO. 5

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 33, AND THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 3 NORTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF WELD COUNTY ROAD 26 AND THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, FROM WHENCE THE SOUTHEAST CORNER OF SAID SECTION 33 BEARS S44°47'54"E A DISTANCE OF 43.06

FEET, SAID POINT BEING ON THE NORTH LINE OF THE MOUNTAIN VISTAS ANNEXATION NO. THREE, RECORDED SEPTEMBER 9, 2008 AT RECEPTION NO. 3577153; THENCE N10°58'28"E A DISTANCE OF 149.11 FEET TO A POINT ON THE EAST LINE OF THE SAID SOUTHEAST QUARTER OF SECTION 33; THENCE S12°06'21"E A DISTANCE OF 150.82 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, SAID POINT ALSO BEING ON THE NORTH LINE OF SAID ANNEXATION; THENCE N88°57'52"W ALONG THE NORTH LINE OF SAID ANNEXATION A DISTANCE OF 60.02 FEET TO THE **POINT OF BEGINNING**;

CONTAINING 4,408 SQUARE FEET OR 0.101 ACRE, MORE OR LESS; together with,

ANNEXATION NO. 6

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 33, AND THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 3 NORTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF WELD COUNTY ROAD 26 AND THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, FROM WHENCE THE SOUTHEAST CORNER OF SAID SECTION 33 BEARS S44°47'54"E A DISTANCE OF 43.06 FEET, SAID POINT BEING ON THE NORTH LINE OF THE MOUNTAIN VISTAS ANNEXATION NO. THREE, RECORDED SEPTEMBER 9, 2008 AT RECEPTION NO. 3577153; THENCE N01°39'55"E A DISTANCE OF 748.30 FEET TO A POINT ON THE EAST LINE OF THE SAID SOUTHEAST QUARTER OF SECTION 33; THENCE S02°55'29"E A DISTANCE OF 750.05 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, SAID POINT ALSO BEING ON THE NORTH LINE OF SAID ANNEXATION; THENCE N12°06'21"W A DISTANCE OF 150.82 FEET TO A POINT ON THE EAST LINE OF THE SAID SOUTHEAST QUARTER OF SECTION 33; THENCE S10°58'28"W A DISTANCE OF 149.11 FEET TO THE **POINT OF BEGINNING**;

CONTAINING 18,049 SQUARE FEET OR 0.414 ACRE, MORE OR LESS; together with,

ANNEXATION NO. 7

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 33, AND THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 3 NORTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF WELD COUNTY ROAD 26 AND THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, FROM WHENCE THE SOUTHEAST CORNER OF SAID SECTION 33 BEARS S44°47'54"E A DISTANCE OF 43.06 FEET, SAID POINT BEING ON THE NORTH LINE OF THE MOUNTAIN VISTAS ANNEXATION NO. THREE, RECORDED SEPTEMBER 9, 2008 AT RECEPTION NO. 3577153; THENCE N00°00'56"E A DISTANCE OF 2652.51 FEET TO THE EAST QUARTER CORNER OF SAID SECTION 33; THENCE S01°16'48"E A DISTANCE OF 2654.26 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, SAID POINT ALSO BEING ON THE NORTH LINE OF SAID ANNEXATION; THENCE N02°55'29"W A DISTANCE OF 750.05 FEET TO A POINT ON THE EAST LINE OF THE SAID SOUTHEAST QUARTER OF SECTION 33; THENCE S01°39'55"W A DISTANCE OF 748.30 FEET TO THE **POINT OF BEGINNING**;

CONTAINING 57,139 SQUARE FEET OR 1.312 ACRES, MORE OR LESS; together with,

ANNEXATION NO. 8

A PARCEL OF LAND LOCATED IN THE EAST HALF OF SECTIONS 33 AND 28, AND THE WEST

HALF OF SECTIONS 34 AND 27, TOWNSHIP 3 NORTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF WELD COUNTY ROAD 26 AND THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19, FROM WHENCE THE SOUTHEAST CORNER OF SAID SECTION 33 BEARS S44°47'54"E A DISTANCE OF 43.06 FEET, SAID POINT BEING ON THE NORTH LINE OF THE MOUNTAIN VISTAS ANNEXATION NO. THREE, RECORDED SEPTEMBER 9, 2008 AT RECEPTION NO. 3577153; THENCE ALONG THE WEST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19 FOR THE FOLLOWING FOUR (4) COURSES: 1) N00°37'57"W A DISTANCE OF 2652.31 FEET; 2) N00°45'47"W A DISTANCE OF 2643.53 FEET; 3) N00°45'12"W A DISTANCE OF 2641.76 FEET; 4) N00°54'58"W A DISTANCE OF 2548.42 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF STATE HIGHWAY 66; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE OF HIGHWAY 66 FOR THE FOLLOWING THREE (3) COURSES: 1) S45°24'00"E A DISTANCE OF 2.86 FEET; 2) N89°52'35"E A DISTANCE OF 28.00 FEET; 3) S89°25'58"E A DISTANCE OF 30.01 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19; THENCE ALONG THE EAST RIGHT OF WAY LINE OF WELD COUNTY ROAD 19 FOR THE FOLLOWING FOUR (4) COURSES: 1) S00°54'58"E A DISTANCE OF 2545.30 FEET; 2) S00°45'12"E A DISTANCE OF 2641.84 FEET; 3) S00°45'47"E A DISTANCE OF 2643.59 FEET; 4) S00°37'57"E A DISTANCE OF 2654.13 FEET TO A POINT ON THE NORTH LINE OF SAID ANNEXATION; THENCE N01°16'48"W A DISTANCE OF 2654.26 FEET TO THE EAST QUARTER CORNER OF SAID SECTION 33; THENCE S00°00'56"W A DISTANCE OF 2652.51 FEET TO THE **POINT OF BEGINNING**;

CONTAINING 549,478 SQUARE FEET OR 12.614 ACRES, MORE OR LESS.

EXHIBIT B
(Annexation Agreement)