

## **ORDINANCE NO. 1204**

### **AN ORDINANCE ANNEXING TO THE CITY OF FORT MORGAN THAT AREA KNOWN AS THE KULA ANNEXATION AS DESCRIBED HEREIN.**

**WHEREAS**, the City Council of the City of Fort Morgan on January 16, 2018, adopted a resolution finding that the Kula Development Site petition for annexation was in substantial compliance with C.R.S. §31-12-107, and set a hearing date of February 20, 2018, for the Fort Morgan City Council to consider the annexation of the area set forth below; and,

**WHEREAS**, pursuant to the notice required under C.R.S. §31-12-108, the Municipal Annexation Act of 1965 as amended, hereinafter referred to as the Annexation Act, the City Council of Fort Morgan held on February 20, 2018, a hearing pertaining to said annexation; and,

**WHEREAS**, owners of one hundred percent (100%) of the property have petitioned for such annexation; and,

**WHEREAS**, the City Council of the City of Fort Morgan has by resolution made findings of fact and conclusions of law based thereon and determinations pertaining to said annexation, and has determined said area should be annexed forthwith as part of the City of Fort Morgan.

### **NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT MORGAN, COLORADO:**

**SECTION 1.** The following described territory is hereby annexed to and made a part of the City of Fort Morgan, Colorado:

A parcel of land located in the Northeast quarter of Section 4, Township 3 North, Range 57 west of the 6th p.m., County of Morgan, State of Colorado, being more particularly described as follows:

Commencing at the East quarter corner of said section 4;

Thence on the East line of said Northeast quarter North  $00^{\circ}10'27''$  East for 30.01 feet to the North line of that annexation approved by ordinance 696 on October 20th, 1987, and recorded in book 6, at page 51, as reception no. 705398, said point being the point of beginning;

Thence on said North annexation line south  $88^{\circ}57'32''$  West for 2399.69 feet to the East line of that parcel described in reception no 849246

Thence North  $00^{\circ}11'42''$  east for 20.00 feet on said East line;

Thence North 88°57'32" east for 1436.87 feet on a line parallel with and 50.00 feet North of the South line of the Northeast quarter of said section 4;

Thence North 00°49'13" West for 799.70 feet;

Thence South 89°51'44" East for 386.60 feet to the West line of that parcel described in book 906, at page 66, as reception number 710592 in the Morgan County Clerk and Recorder's Office;

Thence on the West line of said parcel South 00°10'17" West for 791.91 feet;

Thence North 88°57'32" East for 589.97 feet on a line parallel with and 50.00 feet North of the South line of the Northeast quarter of said section 4;

Thence south 00°10'27" West for 20.00 feet on the East line of the Northeast quarter of said section 4 to the point of beginning

Said parcel contains 350,149 square feet, 8.038 acres, more or less.

**SECTION 2.** When this annexation is complete, said area shall become a part of the City of Fort Morgan for all intents and purposes on the effective date of this ordinance, with the exception of general taxation, in which respect said annexation shall not be effective until on or after January 1 next ensuing.

**SECTION 3.** The City Clerk shall be, and is hereby authorized and directed to file an original copy of this **Ordinance** and one copy of the **Map of Annexation** in the office of the City Clerk of the City of Fort Morgan, Colorado, and two certified copies of said **Ordinance** and **Map of Annexation** in the office of the Clerk and Recorder of Morgan County, Colorado.

**SECTION 4.** The ordinance shall be in full force and effect from and after its passage and publication as provided by the City Charter.

**INTRODUCED, READ, ADOPTED ON FIRST READING AND ORDERED  
PUBLISHED** on the 6<sup>th</sup> day of February, 2018.



THE CITY COUNCIL OF THE CITY OF FORT  
MORGAN, COLORADO

  
By: Ronald Shaver  
Mayor

Attest:

  
John Brehnan

City Clerk

PASSED, APPROVED AND ADOPTED ON FINAL READING AND ORDERED  
PUBLISHED this 20<sup>th</sup> day of February, 2018.



THE CITY COUNCIL OF THE CITY OF  
FORT MORGAN, COLORADO

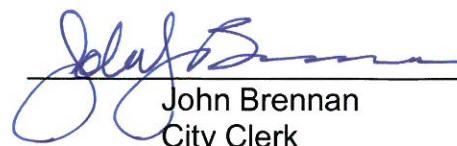
  
By: Ronald Shaver  
Mayor

Attest:

  
John Brennan  
City Clerk

STATE OF COLORADO )  
COUNTY OF MORGAN ) ss. CERTIFICATE  
CITY OF FORT MORGAN )

I, John Brennan, the duly appointed, qualified Clerk of the City of Fort Morgan, Colorado, do hereby certify that the foregoing **Ordinance No. 1204** was, as a proposed Ordinance, duly and legally presented to the City Council of the City of Fort Morgan, Colorado, on the 6<sup>th</sup> day of February, 2018. Said ordinance, as proposed, was duly read at length at said meeting, and thereafter the same was, on the 9<sup>th</sup> day of February, 2018, published in *The Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado. Said proposed ordinance was again taken up and read a second time, duly and legally, passed, approved and adopted at a regular meeting of the City Council held on the 20<sup>th</sup> day of February, 2018. Within five (5) days after its final passage, said **Ordinance No. 1204** was published in *The Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado.

  
John Brennan  
City Clerk