

ORDINANCE NO. 1209

AN ORDINANCE ANNEXING TO THE CITY OF FORT MORGAN THAT AREA KNOWN AS THE FORT MORGAN FARMS V ANNEXATION AS DESCRIBED HEREIN

WHEREAS, the City Council of the City of Fort Morgan on March 6, 2018, adopted a resolution finding that the City of Fort Morgan, Morgan County, and Fort Morgan Farms LLC petition for annexation was in substantial compliance with C.R.S. §31-12-107, and set a hearing date of May 1, 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 May 1, 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 being a portion of the Southwest Quarter of the Southeast Quarter (SW1/4 SE1/4) of Section Twelve (12), Township Three North (T.3N.), Range Fifty-eight West (R.58W.) of the Sixth Principal Meridian (6th P.M.), County of Morgan, State of Colorado and being more particularly described as follows:

COMMENCING at the South Quarter corner of said Section 12 and assuming the West line of said SE1/4 as bearing North 00°31'53" West being a Grid Bearing of the Colorado State Plane Coordinate West being a Grid Bearing of the Colorado State Plane Coordinate System, North Zone, North American Datum 1983/2011, a distance of 2644.13 feet with all other bearings contained herein relative thereto;

THENCE North 00°31'53" West along the West line of said SW1/4 SE1/4 a distance of 30.00 feet to a West along the West line of said SW1/4 SE1/4 a

distance of 30.00 feet to a line parallel with and 30.00 feet North of, as measured at a right angle to the South line of said SW1/4 SE1/4 and to the POINT OF BEGINNING;

THENCE North 00°31'53" West along the West line of said SW1/4 SE1/4 a distance of 1292.06 feet to West along the West line of said SW1/4 SE1/4 a distance of 1292.06 feet to the North line of said SW1/4 SE1/4;

THENCE North 88°34'36" East along the North line of said SW1/4 SE1/4 a distance of 1302.61 feet East along the North line of said SW1/4 SE1/4 a distance of 1302.61 feet to the West line of the Annexation to the City of Fort Morgan (Fort Morgan Farms IV Annexation) recorded December 29, 2017 as Reception No. 1500404 of the Records of Morgan County;

THENCE South 00°45'46" East along said West line a distance of 1291.43 feet to a line parallel with East along said West line a distance of 1291.43 feet to a line parallel with and 30.00 feet North of, as measured at a right angle to the South line of said SW1/4 SE1/4;

THENCE South 88°33'08" West along said parallel line a distance of 1307.83 feet to the POINT OF West along said parallel line a distance of 1307.83 feet to the POINT OF BEGINNING.

Said described parcel of land contains 38.702 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 20th day of March, 2018.

THE CITY COUNCIL OF THE CITY OF FORT
MORGAN, COLORADO



Ronald Shaver
By: Ronald Shaver
Mayor

Attest:

John Brennan
John Brennan
City Clerk

PASSED, APPROVED AND ADOPTED ON FINAL READING AND ORDERED
PUBLISHED this 1st day of May, 2018.



THE CITY COUNCIL OF THE CITY OF
FORT MORGAN, COLORADO

Ronald Shaver
By: Ronald Shaver
Mayor

Attest:

John Brennan
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. 1209** was, as a proposed Ordinance, duly and legally presented to the City Council of the City of Fort Morgan, Colorado, on the 20th day of March, 2018. Said ordinance, as proposed, was duly read at length at said meeting, and thereafter the same was, on the 18th day of April, 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 1st day of May, 2018. Within five (5) days after its final passage, said **Ordinance No. 1209** 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
John Brennan
City Clerk