

ORDINANCE NO. 1211

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

WHEREAS, the City Council of the City of Fort Morgan on March 6, 2018, adopted a resolution finding that the Bath 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 located in the North Half (N1/2) of Section Four (4), Township Three North (T.3N.), Range Fifty-seven West (R.57W.) of the Sixth Principal Meridian (6th P.M.), County of Morgan, State of Colorado and being more particularly described as follows:

BEGINNING at the Center Quarter corner of said Section 4 and assuming the South line of the Northeast Quarter (NE1/4) as bearing North 88°57'34" East being a Grid Bearing of the Colorado State Plane Coordinate System, North Zone, North American Datum 1983/2011, a distance of 2623.30 feet with all other bearings contained herein relative thereto;

THENCE South 88°55'28" West along the South line of the Northwest Quarter of said section 4 and along the North line of Fort Morgan Industrial Park as recorded August 21, 1979 at Book 5, Page 67 of the Records of Morgan County a distance of

654.95 feet to the East line of that parcel of land described in that deed recorded September 10, 1992 as Book 946, Page 959 of the Records of Morgan County;

THENCE North 00°14'26" East along said Easterly line and Northerly prolongation thereof a distance of 1313.80 feet;

THENCE North 89°51'30" East a distance of 734.45 feet to the beginning point of a curve, non-tangent to the aforesaid line;

THENCE along the arc of a curve concave to the Southwest a distance of 394.03 feet, said curve has a Radius of 932.13 feet, a Delta of 24°13'12" and is subtended by a Chord that bears South 11°58'28" East a distance of 391.10 feet to a Point of Tangency (PT) and to a line parallel with and 164.10 feet East of, as measured at a right angle to the East line of the NW1/4 of said Section 4;

THENCE South 00°08'08" West along said parallel line a distance 917.74 feet to the South line of the Northeast Quarter (NE1/4) of said Section 4 and along the North line of Fort Morgan Industrial Park as recorded August 21, 1979 at Book 5, Page 67 of the Records of Morgan County;

THENCE South 88°57'34" West along said North line of Fort Morgan Industrial Park a distance of 164.13 feet to the POINT OF BEGINNING.

Said described parcel of land contains 24.301 Acres, more or less (\pm), and is subject to any rights-of-way or other easements of record or as now existing on said described parcel of land.

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



By: Ronald Shaver
Mayor

Attest:

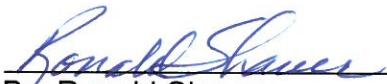


John Brennan
City Clerk

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


By: Ronald Shaver
Mayor

Attest:

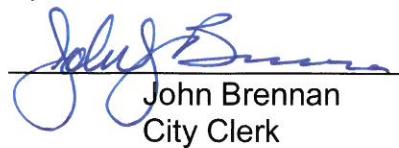


John Brennan
City Clerk

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. 1211** 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. 1211** 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