

**CITY OF RIFLE, COLORADO
ORDINANCE NO. 8
SERIES OF 2015**

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO ANNEXING TO THE
CITY OF RIFLE, COLORADO CERTAIN REAL PROPERTY KNOWN AS THE
GARFIELD COUNTY EMERGENCY COMMUNICATIONS AUTHORITY
ANNEXATION.

WHEREAS, in February 2015, the Garfield County Emergency Communications Authority (“Petitioner”) filed with the City Clerk of the City of Rifle, Colorado, a petition and request that the City Council commence proceedings to annex to the City a certain unincorporated tract of land located in the County of Garfield, State of Colorado, described on Exhibit A attached hereto and incorporated herein by reference (hereinafter the “Property”); and

WHEREAS, pursuant to C.R.S. §31-12-108, the City Council by Resolution No. 6, Series of 2015 specified that the City Council would hold a hearing on the proposed annexation at its regular meeting on April 15, 2015; and

WHEREAS, pursuant to C.R.S. §§31-12-108 to -110, the City Council on April 15, 2015 held a duly-noticed public hearing to consider the proposed annexation; and

WHEREAS, notice of such hearing was published on March 12, 19, and 26, and April 2, 2015 in the *Citizen Telegram* newspaper; and

WHEREAS, the City Council by Resolution No. 10, Series of 2015, set forth its Findings of Fact, Determinations and Conclusions with regard to annexation to the City of the Property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, THAT:

1. The annexation to the City of the real property described on Exhibit A is hereby approved, and such real property is hereby annexed to and made a part of the City of Rifle, with the following conditions:

- a. The nonconforming 10’ fence on the Property will be permitted to remain if the applicant constructs the new facility; provided, however, if the new facility is not constructed within three years from, Petitioner shall either remove the fence or apply for a variance from the Board of Adjustment.
 - b. Street improvements and utility extensions in East 1st Street will be constructed by Petitioner in compliance with the City of Rifle Public Works Manual as a condition of development of the Property.
2. Within ten (10) days after final publication of this Ordinance, the City Clerk of the

City of Rifle, Colorado, on behalf of the City shall:

- a. File one (1) copy of the Annexation Map and the original of this Annexation Ordinance in the office of the City Clerk of the City of Rifle, Colorado;
- b. File for recording three (3) certified copies of this Annexation Ordinance and three (3) copies of the Annexation Map, containing a legal description of the annexation parcel, with the County Clerk and Recorder of Garfield County, Colorado, with directions to the Garfield County Clerk and Recorder to file one certified copy of this Annexation Ordinance and one copy of the Annexation Map with the Division of Local Government of the Department of Local Affairs of the State of Colorado and one certified copy of this Annexation Ordinance and one copy of the Annexation Map with the Colorado Department of Revenue;
- c. File one certified copy of this Annexation Ordinance and one copy of the Annexation Map in the office of the County Assessor of Garfield County, Colorado.

INTRODUCED on April 15, 2012, read by title, passed on first reading, and ordered published by title as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado held on May 6, 2015, passed without amendment, approved, and ordered published in full as required by the Charter.

Dated this ____ day of _____, 2015.

CITY OF RIFLE, COLORADO

BY _____
Mayor

ATTEST:

City Clerk

EXHIBIT A

A parcel of land situate in the NE1/4 Section 16, Township 6 South, Range 93 West of the 6th P.M., County of Garfield, State of Colorado, all bearings relative to a bearing of S48°38'14"W between the northeast corner of the parcel of land described in Book 950, Page 241, an aluminum cap in place and the southwesterly corner of the parcel of land described in Book 1020, Page 104, an aluminum cap LS NO. 10732 witness corner, said parcel of land being more particularly described as follows:

Beginning at the northeast corner of the parcel of land described in Book 950, Page 241, an aluminum cap in place; thence along the east line of said parcel S00°00'00"E 225.00 feet to a point on the east line of that parcel of land as described in Book 1020, Page 104; thence along the east line of Book 1020, Page 104 S00°00'00"E 107.38 feet to a point on the south line of Book 1020, Page 104; thence departing the east line of Book 1020, Page 104 and along the south line of Book 1020, Page 104 N78°52'07"W 305.75 feet to a point on the west line of Book 1020, Page 104; thence departing said south line and along the west line of Book 1020, Page 104 N00°00'00"E 148.35 feet to a point on the south line of that parcel of land described in Book 1345, Page 558; thence departing the west line of Book 1020, Page 104 and along the south line of Book 1345, Page 558 N90°00'00"E 100.00 feet to a point on the east line of Book 1345, Page 558; thence along the east line Book 1345, Page 558 N00°00'00"E 125.00 feet to a point on the southerly right-of-way of East First Street; thence departing the east line of Book 1345, Page 558 and along said southerly right of way N90°00'00"E 200.00 feet to the true point of beginning, said parcel of land containing 1.799 acres more or less.