

ORDINANCE NO. 2020-1083

INTRODUCED BY: CHRIS CERETTO

ADOPT ORDINANCE 2020-1083 ANNEXING LAND LEGALLY DESCRIBED IN EXHIBIT "A" KNOWN AS THE C&M RODRIGUEZ ANNEXATION NOS. 1 – 5 AND APPROVING THE ANNEXATION AGREEMENT.

INTRODUCED, READ, AND PASSED ON FIRST READING, AND ORDERED PUBLISHED this 21st day of April 2020.

PUBLISHED in the Fort Lupton Press the 29th day of April 2020.

FINALLY READ BY TITLE ONLY, PASSED AND ORDERED PUBLISHED BY TITLE ONLY this 19th day of May 2020.

PUBLISHED BY TITLE ONLY the 27th day of May 2020.

EFFECTIVE (after publication) the 26th day of June 2020.

CITY OF FORT LUPTON, COLORADO

Zo Stieber, Mayor

ATTEST:

Maricela Peña, City Clerk

Approved as to form:

Andy Ausmus, City Attorney

EXHIBIT A

LEGAL DESCRIPTION C&M RODRIGUEZ SERVICES INC. ANNEXATION NO. 1:

A PARCEL OF LAND IN THE CITY OF FORT LUPTON, COLORADO LOCATED IN THE SE 1/4 OF SECTION 19, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., WELD COUNTY COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARING: CONSIDERING THE NORTH LINE OF THE SW 1/4 OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., TO BEAR NORTH 89°45'30" EAST BETWEEN THE MONUMENTS SHOWN ON THIS SURVEY AND WITH ALL OTHER BEARINGS CONTAINED HEREIN RELATIVE THERETO;

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 19 TOWNSHIP 2 NORTH RANGE 66 WEST OF THE 6TH P.M.;

THENCE ALONG THE SOUTH LINE OF THE SE 1/4 OF SECTION 19, S 89°48'25" W FOR A DISTANCE OF 210.00 FEET;

THENCE DEPARTING SAID SOUTH LINE N 00°11'29" W FOR A DISTANCE OF 30.00 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF COUNTY ROAD 18 AS GRANTED BY A ROAD PETITION FILED APRIL 14, 1884 IN BOOK 3 AT PAGE 344 WELD COUNTY RECORDS, THE POINT OF BEGINNING;

THENCE ALONG SAID WESTERLY RIGHT OF WAY OF STATE HIGHWAY 85 THE FOLLOWING THREE (3) COURSES AND DISTANCES;

1. N 00°11'29" W FOR A DISTANCE OF 20.90 FEET;
2. N 43°52'01" E FOR A DISTANCE OF 129.40 FEET;
3. N 00°23'08" W FOR A DISTANCE OF 385.39 FEET;

THENCE DEPARTING SAID WEST RIGHT-OF-WAY LINE S 13°50'57" E FOR A DISTANCE OF 513.81 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 18;

THENCE ALONG SAID NORTH RIGHT-OF-WAY LINE S 89°48'25" W FOR A DISTANCE OF 210.00 FEET TO THE POINT OF BEGINNING.

CONTAINING A CALCULATED AREA OF 0.83 ACRES.

LEGAL DESCRIPTION C&M RODRIGUEZ SERVICES INC. ANNEXATION NO. 2:

A PARCEL OF LAND IN THE CITY OF FORT LUPTON, COLORADO LOCATED IN THE SE 1/4 OF SECTION 19, AND THE SW 1/4 OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., WELD COUNTY COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARING: CONSIDERING THE NORTH LINE OF THE SW 1/4 OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., TO BEAR NORTH

89°45'30" EAST BETWEEN THE MONUMENTS SHOWN ON THIS SURVEY AND WITH ALL OTHER BEARINGS CONTAINED HEREIN RELATIVE THERETO;

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 19 TOWNSHIP 2 NORTH RANGE 66 WEST OF THE 6TH P.M.;

THENCE ALONG THE SOUTH LINE OF THE SW 1/4 OF SECTION 20, N 89°45'30" E FOR A DISTANCE OF 109.99 FEET;

THENCE DEPARTING SAID SOUTH LINE N 01°41'07" W FOR A DISTANCE OF 30.01 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF COUNTY ROAD 18 AS GRANTED BY A ROAD PETITION FILED APRIL 14, 1884 IN BOOK 3 AT PAGE 344 WELD COUNTY RECORDS, THE POINT OF BEGINNING;

THENCE ALONG THE EAST RIGHT-OF-WAY LINE OF STATE HIGHWAY 85 THE FOLLOWING FIVE (5) COURSES AND DISTANCES;

1. N 01°41'07" W FOR A DISTANCE OF 238.83 FEET;
2. S 89°48'16" W FOR A DISTANCE OF 69.30 FEET;
3. N 00°20'17" W FOR A DISTANCE OF 1052.73 FEET;
4. S 89°56'16" W FOR A DISTANCE OF 34.30 FEET TO A POINT ON THE WEST LINE OF SAID SECTION 20;

5. ALONG SAID WEST LINE, N 00°20'17" W FOR A DISTANCE OF 461.07 FEET;

THENCE DEPARTING SAID EAST RIGHT-OF-WAY LINE S 05°08'02" W FOR A DISTANCE OF 1258.86 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF SAID STATE HIGHWAY 85;

THENCE S 13°50'57" E FOR A DISTANCE OF 513.81 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 18;

THENCE ALONG SAID NORTH RIGHT-OF-WAY LINE N 89°45'30" E FOR A DISTANCE OF 109.21 TO THE POINT OF BEGINNING.

CONTAINING A CALCULATED AREA OF 3.83 ACRES.

LEGAL DESCRIPTION C&M RODRIGUEZ SERVICES INC. ANNEXATION NO. 3:

A PARCEL OF LAND IN THE CITY OF FORT LUPTON, COLORADO LOCATED IN THE E 1/2 OF SECTION 19, AND THE SW 1/4 OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., WELD COUNTY COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARING: CONSIDERING THE NORTH LINE OF THE SW 1/4 OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., TO BEAR NORTH 89°45'30" EAST BETWEEN THE MONUMENTS SHOWN ON THIS SURVEY AND WITH ALL OTHER BEARINGS CONTAINED HEREIN RELATIVE THERETO;

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 19 TOWNSHIP 2 NORTH RANGE 66 WEST OF THE 6TH P.M.;

THENCE ALONG THE SOUTH LINE OF THE SE 1/4 OF SECTION 19, S 89°48'25" W FOR A DISTANCE OF 210.00 FEET;
THENCE DEPARTING SAID SOUTH LINE N 00°11'29" W FOR A DISTANCE OF 30.00 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF COUNTY ROAD 18 AS GRANTED BY A ROAD PETITION FILED APRIL 14, 1884 IN BOOK 3 AT PAGE 344 WELD COUNTY RECORDS;
THENCE ALONG SAID WESTERLY RIGHT OF WAY OF STATE HIGHWAY 85 THE FOLLOWING THREE (3) COURSES AND DISTANCES;
1. N 00°11'29" W FOR A DISTANCE OF 20.90 FEET;
2. N 43°52'01" E FOR A DISTANCE OF 129.40 FEET;
3. N 00°23'08" W FOR A DISTANCE OF 385.39 FEET TO THE POINT OF BEGINNING;
THENCE DEPARTING SAID WEST RIGHT-OF-WAY LINE N 00°25'31" E FOR A DISTANCE OF 4733.45 FEET;
THENCE S 01°35'04" E FOR A DISTANCE OF 2619.96 FEET TO THE EAST ONE-QUARTER CORNER OF SAID SECTION 19;
THENCE ALONG THE NORTH LINE OF THE SW 1/4 OF SAID SECTION 20, N 89°18'45" E FOR A DISTANCE OF 35.00 FEET; THENCE S 00°18'28" E FOR A DISTANCE OF 1322.01 FEET; THENCE S 89°56'16" W FOR A DISTANCE OF 34.30 FEET TO A POINT ON THE WEST LINE OF SAID SW 1/4; THENCE ALONG SAID WEST LINE, N 00°20'17" W FOR A DISTANCE OF 461.07 FEET;
THENCE DEPARTING SAID WEST LINE S 05°08'02" W FOR A DISTANCE OF 1258.86 FEET TO THE POINT OF BEGINNING.

CONTAINING A CALCULATED AREA OF 7.23 ACRES.

LEGAL DESCRIPTION C&M RODRIGUEZ SERVICES INC. ANNEXATION NO. 4:

A PARCEL OF LAND IN THE CITY OF FORT LUPTON, COLORADO LOCATED IN THE E 1/2 OF SECTION 19, AND THE E 1/2 OF SECTION 18, AND THE W 1/2 OF SECTION 17 AND THE NW 1/4 OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., WELD COUNTY COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARING: CONSIDERING THE NORTH LINE OF THE SW 1/4 OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., TO BEAR NORTH 89°45'30" EAST BETWEEN THE MONUMENTS SHOWN ON THIS SURVEY AND WITH ALL OTHER BEARINGS CONTAINED HEREIN RELATIVE THERETO;

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 19 TOWNSHIP 2 NORTH RANGE 66 WEST OF THE 6TH P.M.;
THENCE ALONG THE SOUTH LINE OF THE SE 1/4 OF SECTION 19, S 89°48'25" W FOR A DISTANCE OF 210.00 FEET;
THENCE DEPARTING SAID SOUTH LINE N 00°11'29" W FOR A DISTANCE OF 30.00 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF COUNTY ROAD 18 AS

GRANTED BY A ROAD PETITION FILED APRIL 14, 1884 IN BOOK 3 AT PAGE 344 WELD COUNTY RECORDS, THE POINT OF BEGINNING;
THENCE ALONG SAID WESTERLY RIGHT OF WAY OF STATE HIGHWAY 85 THE FOLLOWING THREE (3) COURSES AND DISTANCES;

1. N 00°11'29" W FOR A DISTANCE OF 20.90 FEET;
2. N 43°52'01" E FOR A DISTANCE OF 129.40 FEET;
3. N 00°23'08" W FOR A DISTANCE OF 385.39 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID WEST RIGHT-OF-WAY LINE THE FOLLOWING SEVEN (7) COURSES AND DISTANCES;

1. N 00°23'08" W FOR A DISTANCE OF 792.63 FEET;
2. N 00°10'09" W FOR A DISTANCE OF 989.19 FEET;
3. N 00°21'28" W FOR A DISTANCE OF 2974.27 FEET TO A POINT ON THE NORTH LINE OF SECTION 19;
4. N 00°58'51" W FOR A DISTANCE OF 33.24 FEET;
5. N 00°28'19" W FOR A DISTANCE OF 1122.64 FEET;
6. N 00°29'44" W FOR A DISTANCE OF 1474.43 FEET TO THE NORTH LINE OF THE SE 1/4 OF SECTION 18;
7. N 00°28'59" W FOR A DISTANCE OF 1358.99 FEET;

THENCE DEPARTING SAID WEST RIGHT-OF-WAY LINE, S 01°23'12" E FOR A DISTANCE OF 3983.71 FEET; THENCE N 00°11'25" E FOR A DISTANCE OF 5275.81 FEET TO THE NE SECTION CORNER OF SAID SECTION 18; THENCE ALONG THE NORTH LINE OF THE NW 1/4 OF SECTION 17, N 87°19'17" E FOR A DISTANCE OF 22.85 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF STATE HIGHWAY 85; THENCE ALONG SAID EAST RIGHT-OF-WAY LINE THE FOLLOWING TEN (10) COURSES AND DISTANCES;

1. S 00°32'01" E FOR A DISTANCE OF 2650.36 FEET;
2. S 00°29'30" E FOR A DISTANCE OF 2482.99 FEET;
3. S 09°58'26" E FOR A DISTANCE OF 121.84 FEET;
4. S 00°19'48" E FOR A DISTANCE OF 27.88 FEET;
5. N 89°38'15" E FOR A DISTANCE OF 95.00 FEET;
6. S 00°16'18" E FOR A DISTANCE OF 27.16 FEET;
7. S 33°22'45" W FOR A DISTANCE OF 90.10 FEET;
8. S 00°18'45" E FOR A DISTANCE OF 248.00 FEET;
9. S 89°41'15" W FOR A DISTANCE OF 50.00 FEET;
10. S 00°18'45" E FOR A DISTANCE OF 2293.50 FEET TO A POINT ON THE NORTH LINE OF THE SW 1/4 OF SECTION 20; THENCE ALONG SAID NORTH LINE S 89°18'45" W FOR A DISTANCE OF 45.00 FEET TO THE WEST ONE-QUARTER CORNER OF SAID SECTION 20; THENCE N 01°35'04" W FOR A DISTANCE OF 2619.96 FEET; THENCE S 00°25'31" W FOR A DISTANCE OF 4733.45 FEET TO THE POINT OF BEGINNING.

CONTAINING A CALCULATED AREA OF 17.98 ACRES.

LEGAL DESCRIPTION C&M RODRIGUEZ SERVICES INC. ANNEXATION NO. 5:

A PARCEL OF LAND IN THE CITY OF FORT LUPTON, COLORADO LOCATED IN THE E 1/2 OF SECTION 18, AND THE E 1/2 OF SECTION 7, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., WELD COUNTY COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARING: CONSIDERING THE EAST LINE OF THE SE 1/4 OF SECTION 7, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., TO BEAR NORTH 00°38'04" WEST BETWEEN THE MONUMENTS SHOWN ON THIS SURVEY AND WITH ALL OTHER BEARINGS CONTAINED HEREIN RELATIVE THERETO;

COMMENCING AT THE NORTHEAST SECTION CORNER OF SAID SECTION 18 SAID POINT BEING THE POINT OF BEGINNING; THENCE ON THE EAST LINE OF THE SE 1/4 OF SAID SECTION 7,

N 00°38'03" W FOR A DISTANCE OF 139.50 FEET TO A POINT OF CURVATURE; THENCE DEPARTING SAID EAST LINE ON A CURVE TO THE LEFT HAVING A RADIUS OF 1176.00 FEET A DELTA ANGLE OF 01°48'27" FOR AN ARC DISTANCE OF 37.10 FEET THE CHORD OF WHICH BEARS N 14°07'01" W FOR A DISTANCE OF 37.10 FEET;

THENCE N 15°01'31" W FOR A DISTANCE OF 820.58 FEET;

THENCE N 09°37'09" W FOR A DISTANCE OF 1596.90 FEET;

THENCE N 16°22'30" E FOR A DISTANCE OF 82.53 FEET;

THENCE N 09°04'01" W FOR A DISTANCE OF 235.90 FEET;

THENCE N 05°16'29" E FOR A DISTANCE OF 262.40 FEET TO A POINT OF CURVATURE;

ON A CURVE TO THE LEFT HAVING A RADIUS OF 985.00 A DELTA ANGLE OF 14°34'53" FOR AN ARC LENGTH OF 250.68 FEET THE CHORD OF WHICH BEARS N 02°01'01" W FOR A DISTANCE OF 250.00 FEET;

THENCE N 09°18'31" W FOR A DISTANCE OF 1910.37 FEET TO A POINT ON THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 7;

THENCE ALONG SAID NORTH LINE S 87°40'49" W FOR A DISTANCE OF 151.24 FEET;

THENCE DEPARTING SAID NORTH LINE ALONG THE WEST RIGHT-OF-WAY LINE OF STATE HIGHWAY 85 THE FOLLOWING SIX (6) COURSES AND DISTANCES;

1. S 09°37'58" E FOR A DISTANCE OF 686.16 TO A POINT OF CURVATURE;

2. ON A CURVE TO THE RIGHT HAVING A RADIUS OF 5640.00 FEET A DELTA ANGLE OF 05°04'48" FOR AN ARC DISTANCE OF 500.06 FEET THE CHORD OF WHICH BEARS S 07°08'45" E FOR A DISTANCE OF 499.90 FEET;

3. S 04°32'43" E FOR A DISTANCE OF 1242.34 FEET TO A POINT OF CURVATURE;

4. ON A CURVE TO THE LEFT HAVING A RADIUS OF 5820.00 FEET A DELTA ANGLE OF 01°06'59" FOR AN ARC DISTANCE OF 113.40 FEET THE CHORD OF WHICH BEARS S 04°58'10" E FOR A DISTANCE OF 113.40 FEET;

5. S 48°42'20" W FOR A DISTANCE OF 86.00 FEET;

6. S 06°18'10" E FOR A DISTANCE OF 18.23 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF COUNTY ROAD 22.5;

THENCE ALONG SAID NORTH RIGHT-OF-WAY LINE, S 87°58'19" W FOR A DISTANCE OF 590.71 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF COUNTY ROAD 25.5;

THENCE ALONG SAID EAST RIGHT-OF-WAY LINE, N 00°36'04" W FOR A DISTANCE OF 2603.83 FEET TO A POINT ON THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 7;

THENCE ALONG SAID NORTH LINE, S 87°40'49" W FOR A DISTANCE OF 30.02 FEET TO THE EAST ONE-SIXTEENTH CORNER OF SAID SECTION 7;

THENCE CONTINUING ALONG SAID NORTH LINE, S 87°40'49" W FOR A DISTANCE OF 30.01 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 25.5;

THENCE ALONG SAID WEST RIGHT-OF-WAY LINE, S 00°36'04" E FOR A DISTANCE OF 2663.54 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 22.5;

THENCE ALONG SAID SOUTH RIGHT-OF-WAY LINE, N 87°58'19" E FOR A DISTANCE OF 671.51 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF STATE HIGHWAY 85;

THENCE ALONG THE WEST RIGHT-OF-WAY LINE OF SAID HIGHWAY THE FOLLOWING SEVEN (7) COURSES AND DISTANCES;

1. S 43°33'40" E FOR A DISTANCE OF 93.32 FEET;
2. S 08°04'10" E FOR A DISTANCE OF 110.10 FEET;
3. S 08°36'40" E FOR A DISTANCE OF 1129.80 FEET;
4. S 08°50'41" E FOR A DISTANCE OF 533.00 FEET;
5. S 08°53'42" E FOR A DISTANCE OF 788.10 FEET;
6. S 08°47'27" E FOR A DISTANCE OF 472.92 FEET TO A POINT OF CURVATURE;
7. ON A CURVE TO THE RIGHT HAVING A RADIUS OF 5640.04 FEET A DELTA ANGLE OF 08°17'58" FOR AN ARC LENGTH OF 816.98 FEET THE CHORD OF WHICH BEARS S 04°37'43" E FOR A DISTANCE OF 816.26 FEET; THENCE DEPARTING SAID WEST RIGHT-OF-WAY LINE,
S 01°23'12" E FOR A DISTANCE OF 3983.71 FEET; THENCE N 00°11'25" E FOR A DISTANCE OF 5275.78 FEET TO THE POINT OF BEGINNING. ALONG WITH A PARCEL OF LAND DESCRIBED AS FOLLOWS;

A PARCEL OF LAND IN THE CITY OF FORT LUPTON, COLORADO LOCATED IN THE NE 1/4 OF SECTION 7, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., WELD COUNTY COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARING: CONSIDERING THE NORTH LINE OF THE NE 1/4 OF SECTION 7, TOWNSHIP 2 NORTH, RANGE 66 WEST OF THE 6TH P.M., TO BEAR SOUTH 87°40'48" WEST BETWEEN THE MONUMENTS SHOWN ON THIS SURVEY AND WITH ALL OTHER BEARINGS CONTAINED HEREIN RELATIVE THERETO;

COMMENCING AT THE NORTHEAST SECTION CORNER OF SAID SECTION 7,
THENCE S 87°40'48" W FOR A DISTANCE OF 890.88 TO THE NORTHEAST CORNER OF
LOT B OF RE-4015 AND ALSO A POINT ON THE WEST RIGHT-OF-WAY OF HIGHWAY
85 BEING THE POINT OF BEGINNING; THENCE ALONG HIGHWAY 85 THE
FOLLOWING THREE (3) COURSES AND DISTANCES;

1. S 09°37'58" E FOR A DISTANCE OF 686.16 TO A POINT OF CURVATURE;
2. ON A CURVE TO THE RIGHT HAVING A RADIUS OF 5640.00 FEET A DELTA
ANGLE OF 05°04'48" FOR AN ARC DISTANCE OF 500.06 FEET THE CHORD OF WHICH
BEARS S 07°08'45" E FOR A DISTANCE OF 499.90 FEET;
3. S 04°32'43" E FOR A DISTANCE OF 645.64 FEET TO THE SOUTHEAST CORNER OF
SAID LOT B; THENCE ALONG THE SOUTH LINE OF SAID LOT B THE FOLLOWING
THREE (3) COURSES AND DISTANCES;

1. N 48°18'51" W FOR A DISTANCE OF 300.89 FEET;
2. N 42°07'31" W FOR A DISTANCE OF 272.35 FEET;
3. N 46°14'01" W FOR A DISTANCE OF 281.30 FEET TO A POINT ON THE EAST RIGHT-
OF-WAY LINE OF COUNTY ROAD 25.5; THENCE ALONG SAID EAST RIGHT-OF-WAY
LINE,

N00°36'04" W FOR A DISTANCE OF 1203.48 FEET TO THE NORTH LINE OF SAID NE
1/4; THENCE N 87°40'49" E FOR A DISTANCE OF 395.32 FEET TO THE POINT OF
BEGINNING.

CONTAINING A COMBINED CALCULATED AREA OF 54.44 ACRES.