



**TOWN OF PIERCE, COLORADO
ORDINANCE NO. 2022-04**

**AN ORDINANCE APPROVING AND ACCOMPLISHING THE ANNEXATION OF
CONTIGUOUS UNINCORPORATED TERRITORY IN WELD COUNTY (WELD
COUNTY ROAD 90 ANNEXATION)**

WHEREAS, pursuant to the laws of the State of Colorado, there was presented and filed with the Board of Trustees of the Town of Pierce, Colorado (the "Board"), a written petition for annexation dated March 16, 2022, submitted by the Board of County Commissioners of the County of Weld, on behalf of the County of Weld, to and by the Town of Pierce, of that property described in attached **Exhibit A**, being contiguous unincorporated territory, situated, lying and being in the County of Weld, State of Colorado (the "Petition"); and

WHEREAS, the Board determined the notice requirements of C.R.S. § 31-12-1-1 *et seq.* have been met and conducted a public hearing on June 13, 2022, as required by law to determine the eligibility for annexation of that property described on Exhibit A; and

WHEREAS, the Board has satisfied itself concerning the eligibility for annexation of that property described in the attached Exhibit A and concerning the conformance of the proposed annexation to the applicable laws of the State of Colorado at C.R.S. 31-12-101 *et seq.*, and the Town of Pierce Municipal Code, and that no election is required and no additional terms and conditions are imposed; and

WHEREAS, it is the opinion of the Board that it is desirable and necessary that the property described in the attached Exhibit A be annexed to the Town; and

WHEREAS, it is in the best interest of the Town and its citizens to annex said parcel.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PIERCE, COLORADO, as follows:

Section 1. The annexation to and by the Town of Pierce, State of Colorado, of that property described in the attached Exhibit A, situated and lying and being in the County of Weld, State of Colorado, meets all requirements of law and the annexation policy of the Town of Pierce, and therefore, said annexation is hereby approved and made effective.

Section 2. The owner of more than fifty percent (50%) of the area of the property described in the attached Exhibit A petitioned for annexation with the Board by filing a Petition for Annexation to the Town of Pierce, together with all accompanying documents as required by law.

Section 3. The Board, by resolution at a properly noticed meeting, accepted said Petition and found and determined that the applicable parts of the Municipal Annexation Act of 1965, C.R.S. § 31-12-101 *et seq.*, as amended, have been met and further determined that an election was not required under the Act and that no additional terms and conditions were to be imposed upon said annexation, and the Board held a public hearing upon the Petition as required by law.



Section 4. Upon the effective date of this Annexation Ordinance, all lands within the area to be annexed shall become subject to the Municipal Laws of the State of Colorado pertaining to statutory towns and to all ordinances, resolutions, rules and regulations of the Town of Pierce and shall be designated as R-1, Single Family Residential and/or R-2, Multifamily Residential.

Section 5. Considering all of the foregoing, and based on the conviction that annexation of this property to the Town of Pierce will serve the best interests of the Town, the unincorporated territory described in Exhibit A, which is attached hereto and made a part hereof, is hereby annexed to the Town of Pierce, Colorado.

Section 6. Upon passage of this Ordinance, the Town Clerk shall file for recording three (3) certified copies of the Annexation Ordinance and three (3) copies of the Annexation Map with the Clerk and Recorder of the County of Weld, State of Colorado, and shall keep one (1) copy of the Annexation Map along with the original of this Annexation Ordinance in the Town Clerk's office.

Section 7. The Town Clerk shall request that the Weld County Clerk and Recorded shall file one (1) certified copy of the Annexation Ordinance and one (1) copy of the Annexation Map with the Division of Local Governments of the Department of Local Affairs, in addition to filing one (1) certified copy of the Annexation Ordinance and one (1) copy of the Annexation Map with the Colorado Department of Revenue.

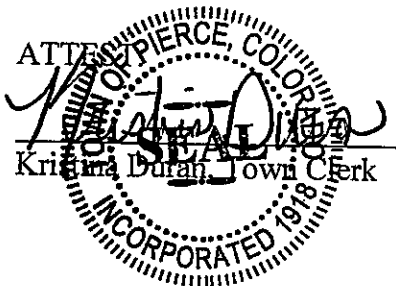
Section 8. The Annexation Map showing the boundaries of the newly annexed territory as above described shall be kept on file in the office of the Weld County Clerk and Recorder.

Section 9. By operation of C.R.S. § 31-12-113(2), the annexation and this ordinance will not become effective until the Town Clerk completes the filings required by statute. For the purpose of general taxation, this Ordinance shall become effective on January 1st of the next succeeding year following its passage. This Ordinance shall otherwise become effective after its publication.

**INTRODUCED, READ BY TITLE, AND ADOPTED ON FIRST READING this
11th day of July, 2022.**

TOWN OF PIERCE

By: Julie Lukela
Julie Lukela, Mayor





PASSED by a vote of 6 for and 1 against and ORDERED PUBLISHED BY
TITLE ONLY, with a complete copy available for public inspection and acquisition in the office
of the Town Clerk, this 11th day of July, 2022.

TOWN OF PIERCE

By: Julie Lukela
Julie Lukela, Mayor



APPROVED AS TO FORM:

[Signature]
James Godbold, Town Attorney



EXHIBIT A

A parcel of land being annexed into the Town of Pierce and being portions of the Northeast Quarter of Section Twenty-Seven (27), and the Southeast Quarter of Section Twenty-Two (22), both in Township 8 North, Range 66 West, of the 6th Principal Meridian, County of Weld, State of Colorado, and being more particularly described as follows:

COMMENCING at the Southeast Corner of said Section 22 and assuming the South line of the Southeast Quarter of said Section 22 as bearing North 89°34'29" West a distance of 2637.99 feet with all other bearings contained herein relative thereto:

THENCE North 89°34'29" West along the South line of the Southeast Quarter of said Section 22 a distance of 120.24 feet to the Westerly Right of Way line of the Union Pacific Railroad; THENCE South 16°47'30" East along said Westerly line a distance of 31.41 feet to a line parallel with and 30.00 feet southerly of the South line of the Southeast Quarter of said Section 22 and **POINT OF BEGINNING**;

THENCE North 89°34'29" West along said parallel line distance of 1208.08 feet to the Southeast corner of the REP Annexation No. 1 recorded December 17, 2018 as Reception No. 4454060 of the Records of Weld County;

THENCE North 00°25'31" East along the East line of the said REP Annexation No. 1 and the Northerly prolongation thereof a distance of 60.00 feet to the Northeast-corner of the REP Annexation No. 2 recorded December 17, 2018 as Reception No. 4454061 of the Records of Weld County;

THENCE South 89°34'29" East along a line parallel with and 30.00 feet Northerly of the South line of the Southeast Quarter of said Section 22 a distance of 1189.09 feet to the Westerly Right of Way line of the Union Pacific Railroad;

THENCE South 16°47'30" East along said Westerly line a distance of 61.82 feet to the **POINT OF BEGINNING**.

Said parcel of land contains 1.65 acres, more or less.