

TOWN OF GREEN MOUNTAIN FALLS

ORDINANCE NO. 2021-02

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF GREEN MOUNTAIN FALLS ANNEXING TO THE TOWN CERTAIN REAL PROPERTY KNOWN AS A PART OF THE EAST ½ OF THE NORTHEAST ¼ OF SECTION 8, TOWNSHIP 13 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, ALSO KNOWN AS THE RED DEVIL MOUNTAIN PARCEL

WHEREAS, a petition for annexation was filed with the Town requesting the annexation to the Town of certain unincorporated territory located in El Paso County and described in **Exhibit A**, attached hereto and incorporated herein by this reference, also known as the Red Devil Mountain Parcel (the "Property");

WHEREAS, by resolution adopted on November 17, 2020 the Board of Trustees found the petition to be in substantial compliance with C.R.S. § 31-12-107(1);

WHEREAS, on January 5, 2020, the Board of Trustees conducted a properly-noticed public hearing and determined that the Property is eligible for annexation to the Town; and

WHEREAS, the Board of Trustees finds that it is desirable and necessary that the Property to be annexed to the Town.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF GREEN MOUNTAIN FALLS, COLORADO:

Section 1. The Property is hereby annexed to the Town. Upon the effective date of this Ordinance, the Property shall become subject to the jurisdiction of the Town.

Section 2. The Town Clerk shall file for recording three (3) certified copies of this Ordinance and three (3) copies of the Annexation Map with the El Paso County Clerk and Recorder, and shall keep one (1) copy of the Annexation Map and the original of this Ordinance in the Town Clerk's office.

Section 3. The Town Clerk shall request that the El Paso County Clerk and Recorder file one (1) certified copy of this Ordinance and one (1) copy of the Annexation Map with the Division of Local Government of the Department of Local Affairs and the same with the Colorado Department of Revenue.

Section 4. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one, or part, or parts be declared unconstitutional or invalid.

Section 5. Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

Section 6. Effective Date. This Ordinance shall become effective 30 days after publication. For the purpose of general taxation, this Ordinance shall become effective on January 1st of the next succeeding year following its passage.

ADOPTED AND ORDERED PUBLISHED the 5th day of January 2021, at the Green Mountain Falls Town Hall, 10615 Green Mountain Falls Road, Green Mountain Falls, Colorado 80819.

Jane Newberry
Jane Newberry (Jan 11, 2021 15:29 MST)

Jane Newberry, Mayor

ATTEST:

Matthew Gordon
Matthew Gordon (Jan 12, 2021 10:17 MST)

Matthew Gordon Town Clerk/Treasurer

Published in the Pike Peaks Courier, Dec 2, 9, 16, 23, 30 2021.

EXHIBIT A
Property

That portion of the East Half of the Northeast Quarter of Section 8, Township 13 South, Range 68 West of the 6th P.M., El Paso County, Colorado, lying South of U.S. Highway No. 24, as described in Book 2468 at Page 82 of the records of said County, except that parcel described in Book 1380 at Page 380, and except that portion described as follows: Beginning at the Northeast corner of The Green Mountain Falls Fire Station Subdivision, according to the Plat thereof recorded at Reception No. 217713991 of the records of said County; Thence S51°40'39"E along the South Line of U.S. Highway 24, 10.64'; Thence S40°57'20"E continuing along said South line, according to that deed recorded in Book 2468 at Page 82, 85.08'; Thence S01°005'40"W, 667.24'; Thence S89°32'00"W, 65.46'; Thence N01°005'40"E along the West line of said East Half of the Northeast Quarter of Section 8, 767.59' to the Point of Beginning, containing 30.724 acres.