

RESOLUTION 2009-099  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
FINDING SUBSTANTIAL COMPLIANCE AND  
INITIATING ANNEXATION PROCEEDINGS FOR THE  
FOSSIL CREEK 392 ANNEXATION

WHEREAS, a written petition, together with four (4) prints of an annexation map, has been filed with the City Clerk requesting the annexation of certain property to be known as the Fossil Creek 392 Annexation; and

WHEREAS, the City Council desires to initiate annexation proceedings in accordance with law.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby accepts the annexation petition for the Fossil Creek 392 Annexation, more particularly described as situate in the County of Larimer, State of Colorado, to wit:

A TRACT OF LAND SITUATE IN THE COUNTY OF LARIMER, STATE OF COLORADO, TO WIT:

NW 1/4 OF SECTION 22, TOWNSHIP 6 NORTH, RANGE 68 WEST OF THE 6TH P.M., LARIMER COUNTY, COLORADO. CONSIDERING THE NORTH LINE OF SAID SECTION 22 AS BEARING N 89° 40' 32" E AND WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO. COMMENCING AT THE NW CORNER OF SAID SECTION 22, THENCE N 89° 40' 32" E, 60.01' TO THE TRUE POINT OF BEGINNING.

THENCE CONTINUING ON THE NORTH LINE OF SAID SECTION 22, SAID LINE ALSO BEING THE CENTERLINE OF A COUNTY ROAD N 89° 40'32" E, 1214.38 FEET; THENCE LEAVING SAID SECTION LINE S 00° 19' 28" E, 33.41 FEET TO THE WESTERLY RIGHT OF WAY LINE OF INTERSTATE 25, THENCE CONTINUING ALONG SAID RIGHT OF WAY LINE ON THE FOLLOWING COURSES:

S 81° 21' 28" E, 303.80 FEET;  
N 89° 33' 02" E, 450.02 FEET;  
S 31° 12' 58" E, 553.67 FEET;  
S 18° 25' 02" E, 70.21 FEET;

THENCE LEAVING SAID RIGHT OF WAY LINE S 89° 34' 58"W, 2279.35 FEET; THENCE NO 00° 28' 50"E, 625.37 FEET TO THE POINT OF BEGINNING. THUS DESCRIBED TRACT CONTAINS 28.974 ACRES.

Section 2. That the City Council hereby finds and determines that the annexation petition for the Fossil Creek 392 Annexation and accompanying map are in substantial compliance with the Municipal Annexation Act.

Section 3. That the Notice attached hereto is hereby adopted as a part of this Resolution. Said Notice establishes the date, time and place when a public hearing will be held regarding the passage of annexation and zoning ordinances pertaining to the above described property. The City Clerk is directed to publish a copy of this Resolution and said Notice as provided in the Municipal Annexation Act.

### **NOTICE**

TO ALL PERSONS INTERESTED:

PLEASE TAKE NOTICE that the City Council of the City of Fort Collins has adopted a Resolution initiating annexation proceedings for the Fossil Creek 392 Annexation, said Annexation being more particularly described in said Resolution, a copy of which precedes this Notice.

That, on December 15, 2009, at the hour of 6:00 p.m., or as soon thereafter as the matter may come on for hearing in the Council Chambers in the City Hall, 300 LaPorte Avenue, Fort Collins, Colorado, the Fort Collins City Council will hold a public hearing upon the annexation petition and zoning request for the purpose of finding and determining whether the property proposed to be annexed meets the applicable requirements of Colorado law and is considered eligible for annexation and for the purpose of determining the appropriate zoning for the property included in the Annexation. At such hearing, any persons may appear and present such evidence as they may desire.

The Petitioner has requested that the Property included in the Annexation be placed in the Commercial ("C") Zone District.

The City of Fort Collins will make reasonable accommodations for access to City services, programs and activities and will make special communication arrangements for persons with disabilities. Please call 221-6515 (TDD 224-6001) for assistance.

Dated this 3rd day of November, A.D. 2009.

/s/ Wanda Krajicek  
City Clerk