

ORDINANCE NO. 21-55

AN ORDINANCE ANNEXING TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS ADVANCED TECHNOLOGIES CAMPUS ADDITION NO. 1 ANNEXATION CONSISTING OF 160 ACRES LOCATED SOUTHWEST OF DRENNAN ROAD AND FOREIGN TRADE ZONE BOULEVARD

WHEREAS, pursuant to Article II, Section 30 of the Colorado Constitution and Section 31-12-101, *et seq.*, C.R.S., known as the Municipal Annexation Act of 1965, as amended (the "Annexation Act"), the City of Colorado Springs is the sole owner of that certain territory known as Advanced Technologies Campus Addition No. 1, more specifically described in Exhibit "A" attached hereto and incorporated herein by reference (the "Property"), which is not solely a public street or right-of-way; and

WHEREAS, in accord with Section 31-12-106(3) of the Annexation Act, the Property is eligible for annexation in accordance with Section 30(1)(c) of Article II of the Colorado Constitution and Sections 31-12-104(1)(a) and 105 of the Annexation Act; and

WHEREAS, pursuant to Section 31-12-106(3) of the Annexation Act the City Council of the City of Colorado Springs may annex the Property without complying with the notice and hearing provisions of Sections 31-12-108 and 109; and

WHEREAS, in accord with the Annexation Act, the City Council has determined that said area should be annexed forthwith as part of the City of Colorado Springs; and

WHEREAS, City Code section 7.5.403(A) provides that, unless waived, all requests for annexation must be accompanied by a land use master plan; and

WHEREAS, because the Property is City-owned and part of the Airport master plan and the City has no present intent to develop the Property, City Council finds that City Code section 7.5.403(A) does not apply.

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

Section 1. The Property, known as Advanced Technologies Campus Addition No. 1 Annexation and more specifically described on the attached


Exhibit "A", is hereby annexed to the City of Colorado Springs.

Section 2. When this annexation is complete, the Property shall become a part of the City of Colorado Springs for all intents and purposes on the effective date of this ordinance, provided that the conditions of Section 31-12-113(2) C.R.S. are satisfied, with the exception of general taxation, in which respect said annexation shall not be effective until on or after January 1 next ensuing.

Section 3. This ordinance shall be in full force and effect from and after its passage and publication as provided by the City Charter.

Introduced, read, passed on first reading and ordered published this 22nd day of June 2021.

Finally passed: July 13th 2021



Council President

Mayor's Action:

Approved on July 15, 2021

Disapproved on _____, based on the following objections:

John W. Suthers
Mayor

Council Action After Disapproval:

- Council did not act to override the Mayor's veto.
- Finally adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

Council President

ATTEST:

Sarah B. Johnson
Sarah B. Johnson, City Clerk



CAO: [Signature]
COS: [Signature]

I HEREBY CERTIFY, that the foregoing ordinance entitled “AN ORDINANCE ANNEXING TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS ADVANCED TECHNOLOGIES CAMPUS ADDITION NO. 1 ANNEXATION CONSISTING OF 160 ACRES LOCATED SOUTHWEST OF DRENNAN ROAD AND FOREIGN TRADE ZONE BOULEVARD” was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on June 22nd, 2021; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 13th day of July 2021, and that the same was published by title and summary, in accordance with Section 3-80 of Article III of the Charter, in the Gazette on July 19th, a newspaper published and in general circulation in said City, at least ten days before its passage.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City, this 15th day of July 2021.



1st Publication Date: June 25th, 2021

2nd Publication Date: July 19th, 2021

Effective Date: July 24th, 2021

Initial: SBS
City Clerk

EXHIBIT A

LEGAL DESCRIPTION:

LOT 1 OF COLORADO CENTRE FOREIGN TRADE ZONE AND BUSINESS PARK FILING NO.1, RECORDED OCTOBER 7 1986, RECEPTION 1463836, RECORDS OF EL PASO COUNTY, COLORADO; AND A PORTION OF THE NORTHEAST QUARTER OF SECTION 4, TOWNSHIP 15 SOUTH, RANGE 65 WEST, 6TH P.M., CITY OF COLORADO SPRINGS, EL PASO COUNTY, COLORADO.

BASIS OF BEARINGS: ALL BEARINGS ARE GRID BEARINGS OF THE COLORADO STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE, NORTH AMERICAN DATUM 1983 (2011). THE BEARING OF THE LINE BETWEEN THE NORTH QUARTER CORNER OF SAID SECTION 4 MONUMENTED BY 2 1/2 INCH ALUMINUM CAP - ILLEGIBLE MARKINGS- 0.3' UNDER ASPHALT AND NORTHEAST CORNER OF SAID SECTION 4, MONUMENTED BY 3 1/4 INCH ALUMINUM CAP – ILLEGIBLE MARKINGS - 0.5' UNDER ASPHALT IS NORTH 89°24'39" EAST 2,628.19 FEET (GROUND DISTANCE).

COMMENCING AT SAID NORTH QUARTER CORNER;

THENCE SOUTH 0°13'33" EAST, A DISTANCE OF 30.00 FEET COINCIDENT WITH THE NORTH-SOUTH CENTERLINE OF SAID SECTION 4, TO THE EXISTING SOUTHERLY RIGHT-OF-WAY OF DRENNAN ROAD, ALSO BEING THE POINT OF BEGINNING;

THENCE EASTERLY ON SAID SOUTHERLY RIGHT OF WAY OF DRENNAN ROAD, THE FOLLOWING (3) COURSES:

1. NORTH 89°24'44" EAST, A DISTANCE OF 1,314.70 FEET;
2. SOUTH 0°17'13" EAST, A DISTANCE OF 9.99 FEET;
3. NORTH 89°24'38" EAST, A DISTANCE OF 1,114.88 FEET TO THE WESTERLY RIGHT OF WAY LINE OF FOREIGN TRADE ZONE BOULEVARD (80 FEET WIDE);

THENCE SOUTHERLY COINCIDENT WITH SAID WESTERLY LINE THE FOLLOWING (3) THREE COURSES:

1. SOUTH 0°28'58" EAST, A DISTANCE OF 2,225.02 FEET;
2. ON A NON-TANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 45°00'01", A RADIUS OF 890.00 FEET AND A CHORD WHICH BEARS SOUTH 22°00'58" WEST;
3. SOUTH 44°31'18" WEST, A DISTANCE OF 762.52 FEET;

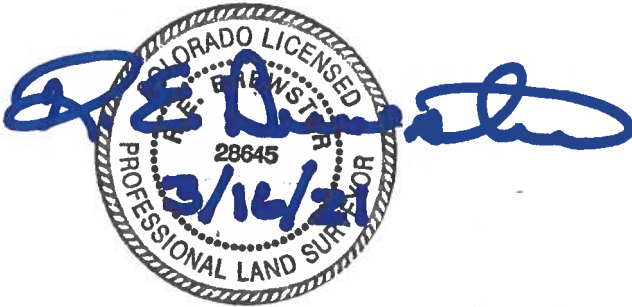
THENCE DEPARTING FROM SAID WESTERLY LINE, NORTH 45°29'06" WEST, A DISTANCE OF 1,090.18 FEET TO THE SOUTH LINE OF THE NE1/4 OF SAID SECTION 4;

THENCE COINCIDENT WITH SAID SOUTH LINE, SOUTH 89°31'06" WEST, A DISTANCE OF 870.53 FEET TO THE NORTH-SOUTH CENTERLINE OF SAID SECTION 4;

THENCE NORTH 0°13'33" WEST, A DISTANCE OF 2,628.16 FEET, COINCIDENT WITH SAID NORTH-SOUTH CENTERLINE, TO THE POINT OF BEGINNING, AND CONTAINING A CALCULATED AREA OF 6,971,758 SQUARE FEET OR 160.050 ACRES OF LAND MORE OR LESS

LEGAL DESCRIPTION STATEMENT:

I, RICHARD E. BREWSTER, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE ABOVE LEGAL DESCRIPTION AND ATTACHED EXHIBIT WERE PREPARED UNDER MY RESPONSIBLE CHARGE AND ON THE BASIS OF MY KNOWLEDGE, INFORMATION AND BELIEF ARE CORRECT.



RICHARD E. BREWSTER, PROFESSIONAL LAND SURVEYOR
COLORADO P.L.S. NO. 28645
FOR AND ON BEHALF OF COLORADO SPRINGS UTILITIES