

ORDINANCE NO. 24 - 54

AN ORDINANCE ANNEXING TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS SPACE VILLAGE ADDITION NO. 2 ANNEXATION CONSISTING OF 2.98 ACRES LOCATED ALONG EXISTING SPACE VILLAGE AVENUE WEST OF MARKSHEFFEL ROAD

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"), persons comprising one hundred percent (100%) of the landowners and owning one hundred percent (100%) of that certain territory known as the Space Village Addition No. 2, more specifically described in Exhibit "A" attached hereto and incorporated herein by reference (the "Property") filed a Petition for Annexation with the City Clerk of the City of Colorado Springs; and

WHEREAS, the City Council of the City of Colorado Springs, after proper notice as required by Section 31-12-108 C.R.S., held a hearing on July 9, 2024, pertaining to the annexation of the Property in accord with Section 31-12-109; and

WHEREAS, in accord with Section 31-12-110 of the Annexation Act, the City Council determined, by resolution, that the applicable provisions of Section 30 of Article II of the Colorado Constitution and Section 31-12-104 and 105 of the Annexation Act have been met, an election is not required under Section 31-12-107(2) of the Annexation Act, and no additional terms and conditions are to be imposed on the annexation of the Property; and

WHEREAS, the City Council has determined that said area should be annexed forthwith as part of the City of Colorado Springs.

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

Section 1. The Property, known as the Space Village Addition No. 2 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 9th day of July 2024.

Finally passed: July 23, 2024

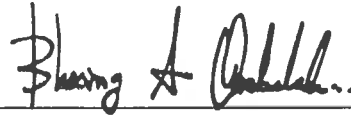


Randy Helms, Council President

Mayor's Action:

Approved on JUL 24 2024.

Disapproved on _____, based on the following objections:



Blessing A. Mobolade, 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.

Randy Helms, Council President

ATTEST:



Sarah B. Johnson, City Clerk



CAO: _____
COS: _____

LEGAL DESCRIPTION :

A PORTION OF SPACE VILLAGE AVE. BEING THE NORTH 50.00 FEET OF SECTION 17 AND THE SOUTH 50 FEET OF SECTION 8 AS MEASURED AT RIGHT ANGLES TO AND PARALLEL WITH THE SECTION LINE ALL IN SECTION 8 and 17, TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6TH P.M., IN EL PASO COUNTY, COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF **SPACE VILLAGE ADDITION NO. 1 ANNEXATION PLAT** AS RECORDED RECEPTION NUMBER 222715049 AND A POINT ON THE NORTH LINE OF **AIRPORT ANNEXATION FILING 1 ANNEXATION PLAT** AS RECORDED AT RECEPTION NO.217713899 ALL OF THE RECORDS OF EL PASO COUNTY, COLORADO;
THENCE S89°40'46" W AND COINCIDENT WITH THE NORTHERLY LINE OF SAID **AIRPORT ANNEXATION FILING 1** AND 50.00 FEET SOUTHERLY AND PARALLEL TO THE SECTION LINE BETWEEN SAID SECTION 8 AND 17 A DISTANCE OF 490.01 FEET TO THE NORTHWEST CORNER OF SAID **AIRPORT ANNEXATION FILING 1** ;
THENCE S89°40'46" W AND COINCIDENT WITH THE NORTH LINE OF TWO TRACTS OF LAND AS RECORDED AT **BOOK 3529 PAGE 939** OF THE RECORDS OF EL PASO COUNTY, COLORADO A DISTANCE OF 86.37 FEET TO A POINT 50.00 FEET SOUTH OF THE NORTH QUARTER CORNER OF SAID SECTION 17;
THENCE S89°43'08" W AND COINCIDENT WITH THE NORTH LINE OF SAID TRACT AS RECORDED AT **BOOK 3529 PAGE 939** OF THE RECORDS OF EL PASO COUNTY, COLORADO, A DISTANCE OF 1092.04 FEET MORE OR LESS TO A POINT;
THENCE N00°23'26" W A DISTANCE OF 50.00 FEET TO A POINT ON THE SAID SECTION LINE;
THENCE N89°43'08" E AND COINCIDENT WITH SAID SECTION LINE A DISTANCE OF 744.20 FEET;
THENCE N00°16'52" W A DISTANCE OF 50.00 FEET TO A POINT ON THE SOUTH LINE OF **HILLCREST ACRES** AT PLAT BOOK B-2 PAGE 64 OF THE RECORDS OF EL PASO COUNTY, COLORAD;
THENCE N89°43'08" E AND 50.00 FEET NORTH OF AND PARALLEL TO SAID SECTION LINE AND COINCIDENT WITH THE SOUTH LINE OF SAID **HILLCREST ACRES** A DISTANCE OF 347.94 FEET , MORE OR LESS TO A POINT 50.00 FEET NORTH OF SAID NORTH QUARTER CORNER OF SECTION 17 ;
THENCE N89°40'46" E AND 50.00 FEET NORTH OF AND PARALLEL TO SAID SECTION LINE AND COINCIDENT WITH THE SOUTH LINE OF SAID **HILLCREST ACRES** AND A TRACT AS RECORDED AT **RECEPTION NUMBER 097052464** OF THE RECORDS OF EL PASO COUNTY, COLORADO, A DISTANCE OF 576.30 FEET MORE OR LESS TO THE NORTH WEST CORNER OF SAID **SPACE VILLAGE ADDITION NO. 1 ANNEXATION PLAT**;
THENCE S00°19'41" E AND COINCIDENT WITH THE WEST BOUNDARY OF SAID **SPACE VILLAGE ADDITION NO. 1 ANNEXATION PLAT** A DISTANCE OF 100.00 FEET TO THE **POINT OF BEGINNING**.

SAID PARCEL CONTAINS 129,635 SQUARE FEET, (2.976 ACRES), MORE OR LESS.

THE LINEAR UNIT OF MEASURE USED FOR THIS SURVEY IS THE U.S. Survey foot.



ANNEXATION

SPACE VILLAGE Addition No.2
Description

Drawn By: R. Kotwica Date: 06/26/2023

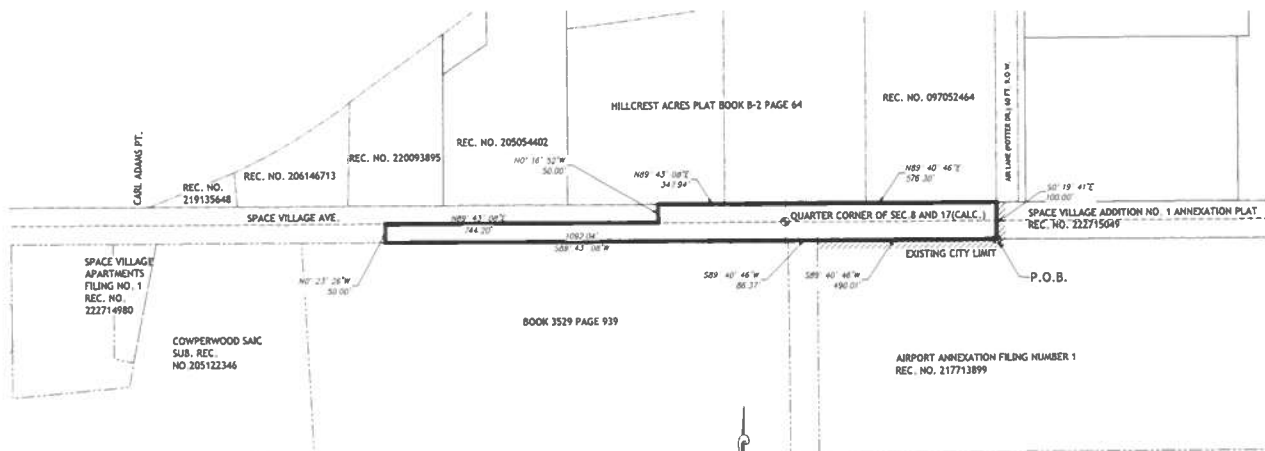
Job Number: 2023028

PAGE 1 OF 1

ANNEXATION PLAT

SPACE VILLAGE ADDITION NO. 2

A PORTION OF SECTIONS 8 AND 17, TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6TH P.M., EL PASO COUNTY, COLORADO



OWNER:

The storementioned, City of Colorado Springs, Colorado, a home rule city and Colorado Municipal Corporation, has executed this instrument this ___ day of _____, 2023 A.D.

Blessing A. Mobolade,
Mayor

Attest:

City Clerk

State of Colorado)
)ss
County of El Paso)

The foregoing instrument was acknowledged before me this ___ day of _____, 2023 A.D. by Blessing A. Mobolade, Mayor of the City of Colorado Springs, Colorado, a home rule city and Colorado Municipal Corporation.

Witness my hand and seal

My commission expires: _____
Notary Public

BE IT KNOWN BY THESE PRESENTS:

THAT THE CITY OF COLORADO SPRINGS, COLORADO, A HOME RULE CITY AND COLORADO MUNICIPAL CORPORATION, BEING THE PETITIONER FOR THE ANNEXATION OF THE FOLLOWING DESCRIBED TRACT OF LAND TO WIT:

LEGAL DESCRIPTION:

A PORTION OF SPACE VILLAGE AVE, BEING THE NORTH 50.00 FEET OF SECTION 17 AND THE SOUTH 60 FEET OF SECTION 8 AS MEASURED AT RIGHT ANGLES TO AND PARALLEL WITH THE SECTION LINE ALL IN SECTION 8 AND 17, TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6TH P.M. IN EL PASO COUNTY, COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SPACE VILLAGE ADDITION NO. 1 ANNEXATION PLAT AS RECORDED RECEPTION NUMBER 222715048 AND A POINT ON THE NORTH LINE OF AIRPORT ANNEXATION FILING 1 ANNEXATION PLAT AS RECORDED AT RECEPTION NO.217713899 ALL OF THE RECORDS OF EL PASO COUNTY, COLORADO;
THENCE S88°40'48" W AND COINCIDENT WITH THE NORTHERLY LINE OF SAID AIRPORT ANNEXATION FILING 1 AND 50.00 FEET SOUTHERLY AND PARALLEL TO THE SECTION LINE BETWEEN SAID SECTION 8 AND 17 A DISTANCE OF 490.21 FEET TO THE NORTHWEST CORNER OF SAID AIRPORT ANNEXATION FILING 1;
THENCE S88°40'48" W AND COINCIDENT WITH THE NORTH LINE OF TWO TRACTS OF LAND AS RECORDED AT BOOK 3829 PAGE 838 OF THE RECORDS OF EL PASO COUNTY, COLORADO A DISTANCE OF 86.37 FEET TO A POINT 50.00 FEET SOUTH OF THE NORTH QUARTER CORNER OF SAID SECTION 17;
THENCE S88°43'08" W AND COINCIDENT WITH THE NORTH LINE OF SAID TRACT AS RECORDED AT BOOK 3829 PAGE 838 OF THE RECORDS OF EL PASO COUNTY, COLORADO, A DISTANCE OF 1982.04 FEET MORE OR LESS TO A POINT;
THENCE N02°23'28" W A DISTANCE OF 60.00 FEET TO A POINT ON THE SAID SECTION LINE;
THENCE N89°43'10" E AND COINCIDENT WITH SAID SECTION LINE A DISTANCE OF 744.30 FEET;
THENCE N02°19'52" W A DISTANCE OF 50.00 FEET TO A POINT ON THE SOUTH LINE OF HILLCREST ACRES AT PLAT BOOK B-2 PAGE 64 OF THE RECORDS OF EL PASO COUNTY, COLORADO;
THENCE N88°43'09" E AND 50.00 FEET NORTH OF AND PARALLEL TO SAID SECTION LINE AND COINCIDENT WITH THE SOUTH LINE OF SAID HILLCREST ACRES A DISTANCE OF 347.84 FEET, MORE OR LESS TO A POINT 50.00 FEET NORTH OF SAID NORTH QUARTER CORNER OF SECTION 17;
THENCE N88°40'48" E AND 50.00 FEET NORTH OF AND PARALLEL TO SAID SECTION LINE AND COINCIDENT WITH THE SOUTH LINE OF SAID HILLCREST ACRES AND A TRACT AS RECORDED AT RECEPTION NUMBER 88765484 OF THE RECORDS OF EL PASO COUNTY, COLORADO, A DISTANCE OF 576.30 FEET MORE OR LESS TO THE NORTH WEST CORNER OF SAID SPACE VILLAGE ADDITION NO. 1 ANNEXATION PLAT;
THENCE S02°19'41" E AND COINCIDENT WITH THE WEST BOUNDARY OF SAID SPACE VILLAGE ADDITION NO. 1 ANNEXATION PLAT A DISTANCE OF 100.00 FEET TO THE POINT OF BEGINNING.

ALL BEARINGS ARE BASED ON THE NORTH LINE OF SECTION 17, TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6TH P.M. IN EL PASO COUNTY, COLORADO, AND WAS ASSUMED TO BE AN 1157' E AS MONUMENTED ON THE NORTHWEST CORNER WITH AN ALUMINUM CAP MARKED 180 LB 22573 1148 R60W 07, 08, 818, 817, TO THE NORTHEAST CORNER SECTION 17 AS MONUMENTED WITH AN ALUMINUM CAP MARKED 2017 PLS 30003 1148 R60W 08, 09, 817, 816.

SAID PARCEL CONTAINS 129,638 SQUARE FEET, (2.979 ACRES), MORE OR LESS.
THE LINEAR UNIT OF MEASURE USED FOR THIS SURVEY IS THE U.S. Survey foot.

TOTAL PERIMETER OF THE AREA FOR ANNEXATION: 3,536.84'
ONE-FOURTH (1/4TH) OF THE TOTAL PERIMETER: 884.21' (18.68%)
PERIMETER OF THE AREA CONTIGUOUS TO THE EXISTING CITY LIMITS: 590.21' (16.68%)

NOTICE
ACCORDING TO COLORADO LAW YOU MUST COMMENCE ANY LEGAL ACTION BASED UPON ANY DEFECT IN THIS SURVEY WITHIN THREE YEARS AFTER YOU FIRST DISCOVER SUCH DEFECT. IN NO EVENT, MAY ANY ACTION BASED UPON ANY DEFECT IN THIS SURVEY BE COMMENCED MORE THAN TEN YEARS FROM THE DATE OF THE CERTIFICATION SHOWN HEREON.



SURVEYOR'S STATEMENT:

THE UNDERSIGNED REGISTERED LAND SURVEYOR IN THE STATE OF COLORADO HEREBY CERTIFIES THAT THE ACCOMPANYING ANNEXATION PLAT WAS DRAWN UNDER HIS SUPERVISION AND ACCURATELY SHOWS THE DESCRIBED TRACT OF LAND, AND THAT AT LEAST ONE SIXTH (1/6) OF THE PERIPHERAL BOUNDARY OF SAID TRACT IS CONTIGUOUS TO THE PRESENT BOUNDARY OF THE CITY OF COLORADO SPRINGS, COLORADO, EL PASO COUNTY, COLORADO TO THE BEST OF HIS KNOWLEDGE AND BELIEF.

THIS _____ DAY OF _____, 2023
Robert A. Pasotta, Jr., Colorado P.L.S. 38224
For and on behalf of The City of Colorado Springs
30 S. Nevada Ave., Suite 402
Colorado Springs, CO, 80901
719-580-6648

CITY OF COLORADO SPRINGS APPROVAL:

On behalf of the City of Colorado Springs, the undersigned hereby approve for filing the accompanying annexation plat of "Space Village Addition No. 2".

City Planning Director _____ Date _____

City Engineer _____ Date _____

The annexation of the real property shown on this plat is approved pursuant to an ordinance made and adopted by THE CITY OF COLORADO SPRINGS, EL PASO COUNTY, COLORADO, by actions of The City Council of The City of Colorado Springs at it's meeting on ___ day of _____, 2023, A.D.

City Clerk _____ Date _____

CLERK AND RECORDER

STATE OF COLORADO)
)ss
COUNTY OF EL PASO)

I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN MY OFFICE AT _____ O'CLOCK, M. THIS _____ DAY OF _____, 2023, A.D. AND IS DULY RECORDED AT RECEPTION NUMBER _____ OF THE RECORDS OF EL PASO COUNTY, COLORADO.

STEVE SCHLEIKER
CLERK AND RECORDER.

BY _____
DEPUTY

SURCHARGE: _____
FEE: _____

ANNEX-23-0???

SPACE VILLAGE ADDITION NO. 2 ANNEXATION PLAT		
DATE	JOB NUMBER	REV
07/17/23	2023028	
SCALE 1" = 100'	Drawn by: [Name]	SHEET 1 OF 1

I HEREBY CERTIFY that the foregoing ordinance entitled **“AN ORDINANCE ANNEXING TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS SPACE VILLAGE ADDITION NO. 2 ANNEXATION CONSISTING OF 2.98 ACRES LOCATED ALONG EXISTING SPACE VILLAGE AVENUE WEST OF MARKSHEFFEL ROAD”** was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on July 9, 2024; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 23rd day of July 2024, and that the same was published by title and in summary, in accordance with Section 3-80 of Article III of the Charter, a newspaper published and in general circulation in the Gazette, at least ten days before its passage.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City, this 23rd day of July 2024.


Sarah B. Johnson, City Clerk

1st Publication Date: July 12, 2024

2nd Publication Date: July 31, 2024

Effective Date: August 5, 2024

Initial: 
City Clerk

