

ORDINANCE NO. 16-86

AN ORDINANCE ANNEXING TO THE CITY OF
COLORADO SPRINGS THAT AREA KNOWN AS AIRPORT
ANNEXATION FILING 2 CONSISTING OF 18.89 ACRES

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 AIRPORT ANNEXATION FILING 2, 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 Airport Annexation Filing 2 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 August, 2016.

Finally passed: August 23, 2016

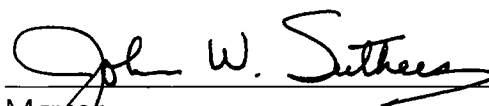


Council President

Mayor's Action:

Approved on August 25, 2016

Disapproved on _____, based on the following objections:



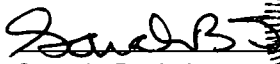
Mayor


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, City Clerk



I HEREBY CERTIFY, that the foregoing ordinance entitled "**AN ORDINANCE ANNEXING TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS AIRPORT ANNEXATION FILING 2 CONSISTING OF 18.89 ACRES**" was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on August 9, 2016; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 23rd day of August, 2016, and that the same was published in full, in accordance with Section 3-80 of Article III of the Charter, in the Transcript, 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 25th day of August, 2016.


Sarah B. Johnson, City Clerk



1st Publication Date: August 12, 2016

2nd Publication Date: August 31, 2016

Effective Date: September 5, 2016 Initial: SBJ
City Clerk

**PARCEL DESCRIPTION
(AIRPORT ANNEXATION FILING NO. 2)**

A PARCEL OF LAND LOCATED IN THE SOUTHEAST ONE-QUARTER OF SECTION 8, TOWNSHIP 14 SOUTH, RANGE 65 WEST OF THE 6TH P.M., CITY OF COLORADO SPRINGS, COUNTY OF EL PASO, STATE OF COLORADO, SAID PARCEL OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LOTS 8, 9, 10 AND 11 OF HILLCREST ACRES, A SUBDIVISION RECORDED MAY 12, 1960 AT RECEPTION NUMBER 153860, COUNTY OF EL PASO, STATE OF COLORADO, EXCEPT THAT PORTION CONVEYED TO THE COLORADO DEPARTMENT OF TRANSPORTATION BY RULE AND ORDER RECORDED JUNE 30, 1995 IN BOOK 6675 AT PAGE 268.

THE ABOVE DESCRIBED PROPERTY ENCOMPASSES 822,882 SQUARE FEET OR 18.89076 ACRES OF LAND. MORE OR LESS.



ROBERT L. MEADOWS JR. PLS 34977
PREPARED FOR AND ON BEHALF OF
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