ORDINANCE NO. 25 - 24

AN ORDINANCE ANNEXING TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS ROCK CREEK MESA ADDITION NO. 4 ANNEXATION CONSISTING OF 4.06 ACRES LOCATED WEST OF HIGHWAY 115 AND SOUTH OF CHEYENNE MOUNTAIN STATE PARK.

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 Rock Creek Mesa Addition No. 4 Annexation, 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 January 28, 2025, 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 Rock Creek Mesa Addition No. 4 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 28th day of January 2025.

Finally passed: February 11, 2025

Randy Helms, Council President



Matrix Design Group, Inc. 2435 Research Parkway, Suite 300 Colorado Springs, CO 80920 O 719.575.0100 F 719.575.0208 matrixdesigngroup.com

ROCK CREEK MESA ADDITION NO. 4

A PARCEL OF LAND IN THE SOUTH 1/2 OF SECTION 30, TOWNSHIP 15 SOUTH, RANGE 66 WEST OF THE 6TH P.M., IN THE COUNTY OF EL PASO, STATE OF COLORADO, CONTAINING A PORTION OF THE PAWNEE ROAD AND COMMANCHE ROAD RIGHT-OF-WAYS RECORDED UNDER ROCK CREEK MESA SUBDIVISION ADDITION NO. 2 IN PLAT BOOK A-2 PAGE 30, AND A PORTION OF THOSE PARCELS OF LAND RECORDED UNDER RECEPTION NUMBER 224050744, ALL IN THE RECORDS OF EL PASO COUNTY, COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS WITH BEARINGS REFERENCED TO THE NORTH LINE OF SAID SOUTHWEST ONE-QUARTER, BEING MONUMENTED ON THE WEST END BY A 3-1/4 INCH BRASS CAP (BLM STANDARD) AND ON THE EAST END BY A 2-1/2 INCH ALUMINUM CAP STAMPED "RMLS 19625" AT THE CENTER CORNER OF SAID SECTION 30, WHICH IS ASSUMED TO BEAR NORTH 89°02'51" WEST, A DISTANCE OF 2,557.81 FEET;

COMMENCING AT SAID CENTER CORNER OF SECTION 30:

THENCE S56°23'43"W A DISTANCE OF 1,898.77 TO A POINT ON THE SAID EASTERN RIGHT-OF-WAY LINE OF COMMANCHE ROAD, BEING MONUMENTED BY A RED PLASTIC CAP STAMPED "PLS 38160", ALSO BEING THE **POINT OF BEGINNING**;

THENCE COINCIDENT WITH SAID COMMANCHE ROAD RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) COURSES:

- 1. NORTH 89°17'17" EAST, A DISTANCE OF 60.00 FEET;
- SOUTH 00°42'43" EAST, A DISTANCE OF 503.81 FEET TO A POINT ON SAID NORTHERN RIGHT-OF-WAY LINE OF PAWNEE ROAD:

THENCE COINCIDENT WITH SAID RIGHT-OF-WAY LINE NORTH 73°41'05" EAST, A DISTANCE OF 409.31 FEET TO A POINT ON THE EXTERIOR OF SAID PARCEL OF LAND RECORDED UNDER RECEPTION NUMBER 224050744; THENCE COINCIDENT WITH THE EXTERIOR OF SAID PARCEL THE FOLLOWING THREE (3) COURSES:

- 1. NORTH 00°52'18" WEST, A DISTANCE OF 153.40 FEET TO A NON-TANGENT CURVE HAVING A RADIUS OF 70.00 FEET, WHOSE CENTER BEARS NORTH 89°08'03" EAST;
- NORTHEASTERLY AND COINCIDENT WITH SAID NON-TANGENT CURVE, THROUGH A CENTRAL ANGLE OF 51°59'01", AN ARC DISTANCE OF 63.51 FEET AND HAVING A CHORD THAT BEARS NORTH 25°07'33" EAST, A DISTANCE OF 61.35 FEET:
- ALONG A LINE NON-TANGENT TO SAID CURVE, NORTH 51°41'38" EAST, A DISTANCE OF 161.74 FEET;

THENCE SOUTH 00°00'00" EAST, A DISTANCE OF 265.09 FEET TO A POINT ON SAID NORTHERN RIGHT-OF-WAY LINE OF PAWNEE ROAD;

THENCE COINCIDENT WITH SAID RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) COURSES:

- 1. THENCE NORTH 73°41'05" EAST, A DISTANCE OF 609.15 FEET;
- THENCE NORTH 72°32'40" EAST, A DISTANCE OF 62.58 FEET;

THENCE SOUTH 00°56'34" EAST, A DISTANCE OF 62.25 FEET TO A POINT ON THE SOUTHERN RIGHT-OF-WAY LINE OF PAWNEE ROAD;

THENCE SOUTH 00°56'34" EAST, A DISTANCE OF 483.10 FEET;

SOUTH 89°02'02" WEST, A DISTANCE OF 60.09 FEET TO A POINT ON THE EXTERIOR OF SAID PARCEL OF LAND RECORDED UNDER RECEPTION NUMBER 224050744;

THENCE COINCIDENT WITH THE EXTERIOR OF SAID PARCEL NORTH 00°59'47" WEST, A DISTANCE OF 465.22 FEET TO A POINT ON THE SOUTHERN RIGHT-OF-WAY LINE OF SAID PAWNEE ROAD;

THENCE COINCIDENT WITH SAID RIGHT-OF-WAY SOUTH 73°41'05" WEST, A DISTANCE OF 1,175.13 FEET TO A POINT ON THE EASTERN RIGHT-OF-WAY LINE OF SAID COMMANCHE ROAD;

THENCE COINCIDENT WITH SAID EASTERN RIGHT-OF-WAY LINE SOUTH 00°42'43" EAST, A DISTANCE OF 97.26 FEET; THENCE NORTH 90°00'00" WEST, A DISTANCE OF 59.94 FEET TO A POINT ON THE WESTERN RIGHT-OF-WAY LINE OF SAID COMMANCHE ROAD:

THENCE COINCIDENT WITH SAID WESTERN RIGHT-OF-WAY LINE NORTH 00°45'24" WEST, A DISTANCE OF 78.88 FEET TO A POINT OF SAID SOUTHERN RIGHT-OF-WAY LINE OF PAWNEE ROAD;

THENCE NORTH 00°42'43" WEST, A DISTANCE OF 61.94 FEET TO A POINT ON SAID NORTHERN RIGHT-OF-WAY LINE OF PAWNEE ROAD;

THENCE CONTINUE NORTH 00°42'43" WEST AND COINCIDENT WITH SAID WESTERN RIGHT-OF-WAY LINE, A DISTANCE OF 521.79 FEET TO THE **POINT OF BEGINNING**.

THE ABOVE DESCRIPTION CONTAINS A CALCULATED AREA OF 177,034 SQUARE FEET OR (4.06413 ACRES), MORE OR LESS, AND IS DEPICTED ON THE ATTACHED GRAPHICAL EXHIBIT FOR REFERENCE.



JERRY R. BESSIE, PLS 38576 PREPARED FOR AND ON BEHALF OF MATRIX DESIGN GROUP 2435 RESEARCH PARKWAY, SUITE 300 COLORADO SPRINGS, CO. 80920 LOCATED IN SECTION 30, TOWNSHIP 15 SOUTH, RANGE 66 WEST OF THE 6TH P.M. COUNTY OF EL PASO, STATE OF COLORADO.



BE IT KNOWN BY THESE PRESENTS:

THAT ROCK CREEK RESIDENTIAL LLC, A COLORADO LIMITED LIABILITY COMPANY, BEING THE OWNER OF THE POLLOWING DESCRIBED PARCELS OF LAND:

LEGAL DESCRIPTION

APACICI, OF U.M.D. IN THE SOUTH 10 OF SECTION 20, TOWNSHIP IS SOUTH, RANGE 69 WEST OF THE STIT P M.
IN THE COUNTY OF ILL MIGH, STATES OF COLUMNIAD, CONTINUEND, A POSTTON OF THE PANNESS ROLD AND
INTERPRETATION AS PAGE 59, NO A PORTION OF THOSE PANCES OF U.M.D. ROCKEDING UNDER PROCEPTION
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Point of Beginning. There's coincident with Baid Commanche Road Right-Of-Way Line the Following two 73 courses:

NORTH 68"17"17" EAST, A DISTANCE OF 80.00 FEET; BOUTH 60"42"C" EAST, A DISTANCE OF 503.51 FEET TO A POINT ON EARD MORTHERN RIGHT-OF-MAY LINE OF PANNEES ROAD;

THENCE CONCIDENT WITH BACK RIGHT-OF-WAY LIKE NORTH 72"41"DE" EAST, A DISTANCE OF 409.31 FEET TO A POINT ON THE EXTENDIA OF SAID PARCEL OF LAND EXCELOPED LINIORIES RIGHETION HANBER 23466754; THENCE CONCIDENT WITH THE EXTENDIA OF SAID PARCEL. THE FOLLOWING THREE (3) COURSE.

- MORTH OFFICE WEST, A DISTANCE OF 153-00 FEET TO A HORIZANGER CURVE HAVING A HADRUS OF TRADE FEET, WHOSE CONTRIBUTION SCHOOL FOR THE FEET AND HAVE THE THE TRADE OF THE THE THINK AND LID OF STREET AND HAVING A CHOICE THAT SEARS HATTHE STREET AND HAVING A CHOICE THAT SEARS HATTHE STREET SEAST, ADDITIONAL OF 13 SE FEET.

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THENCE BOUTH 00'00'00' EAST, A DISTANCE OF 208.08 FEET TO A POINT ON SAID NORTHERN RIGHT-OF-WAY LINE OF PANNEER ROAD.

THENCE CORDIDENT WITH SAID RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) COURSES:

THENCE SOUTH SO'SIS'S EAST, A DISTANCE OF 42.26 FEET TO A POINT ON THE SOUTHERN RIGHT-OF-WAY LINE

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THE ABOVE DESCRIPTION CONTAINS A CALCULATED AREA OF 177,004 SQUARE FEET OR (4.09413 ACRES), MORE OR LESS, AND IS DEPICTED ON THE ATTACHED GRAPHICAL EXHIBIT FOR REFERENCE.

GENERAL NOTES:

- THIS APPREVATION PLAT DOES NOT REPRESENT A MONAMENTED LAND SURVEY HOR A LAND SURVEY PLAT. ALL BOURDARY REFORMATION SHOWN HEREON WAS TAKEN PROME POWED MONAMENTATION, TOGETHER WITH MAPS & DOCUMENTS OF RECORD. WITH MAPS CORRESPENDED.

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 R4 LAND ELFERTY FLATE SOUTH FORTINGS OF IT BANCH.

 R4 LAND ELFERTY FLATE SOUTH FL

- 2. DATE OF PREPARATION: AUGUST 28, 2024
- 3. TOTAL PERIMETER OF THE AREA FOR ANNEXATION: \$,354.19
- 4. ONE-POURTH (IMTH) OF THE TOTAL PERIMETER: 1,838.8F (25.00%)
- A PERMETER OF THE AREA CONTIQUOUS TO THE EXSITING CITY LIMITS: 1,462 17 (27,60%)
- CONFIRM THE ESTABLISHMENT OF AN APPROPRIATE EASEMENT(S) THROUGH A FINAL PLAT FOR THE EXISTING ON ELECTRIC (12.8NV PRIMARY ON CONDUCTION CON 172.11 (REMENDED THROUGH PORTROIS OF ADDITION NOS. 3, 5 AND S OR IT IS TO SEE RELOCATED AS PART OF THE PROPOSED FUTURE DEVELOPMENT.

FEMA FLOODPLAIN STATEMENT:

THE PROPERTY IS LOCATED WITHIN ZOME X (AREAS DETERMINED TO BE OUTSIDE THE 9.2% ANNUAL CHANCE FLOODPLANE, OBTAILED FROM THE FLOOD INSURANCE RATE MAP (FIRIQ), MAP MUNISIER 08041038000, EFFECTIVE OCCUMENT, 2014.

BASIS OF BEARINGS:

ALL BEARRIGS HEYEM BASED ON THE BOUTH LINE OF THE HORTHWEST ONS-CHARTER OF BECTION 38, TOWNSHIP 15 SOUTH, MANCE ON WEST, BERDI MORAMENTED BY A JACKIC PIPE WITH A 325-BICH BRASS CAP, FUSHI WITH GROUND, AT THE WEST CHARTER CORNING FOR SAD BESECTION 320, AND AS RESERVE WITH A 325-BICH ALMBRANG CAP STAMPED PLS 1882, FUSHI WITH GROUND, AT THE CORTEX CORNER OF SAND BECTION 30, WHICH ASSEMBLED TO BEAN MORTH SHYEM? WEST, ADSTRACE OF 285-81 FEET.

THE AFOREMENTIONED, ROCK CREEK RESIDENTIAL LLC, A COLORADO LIMITED LIABILITY COMPANY, HAS EXECUTED THIS INSTRUMENT THIS DAY OF 2014 A.D.

DANNY MIENTIKA, MANAGER

WITHFRE MY HAND AND STAL

SURVEYOR'S STATEMENT

STATE OF COLORADO) COUNTY OF EL PASO:

R1 - CITY OF COLORADO BPRINGS ANNEXATION, J.L. RANCH ADDITION.
RECEPTION NO. 01646748, RECORDED DECEMBER 06, 1967 IN THE CLERK AND RECORDERS OFFICE OF EL

- ADDITIONAL DOCUMENTS CONSIDERED.

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CITY APPROVAL:

ON BEHALF OF THE CITY OF COLORADO SPRINGS, THE UNDERSHONED HEREBY APPROVE FOR FILING THE ACCOMPANYING AMMEDIATION PLAT OF PROCK CREEK MESA ADOPTION NO. 4"

DATE

CITY PLANNING DIRECTOR

DATE CITY ENGINEER

DATE COTY CLERK

RECORDING: STATE OF COLORADOS

I HERREBY CERTIFY THAT THIS INSTRUMENT WAS PILED FOR RECORD IN MY OFFICE AT O'CLOCK M., THIS OF THE RECORDS OF EL PAGE COUNTY, OCLORADO.

OF THE RECORDS OF EL PAGE COUNTY, OCLORADO.

STEVE SCHLEIKER, EL PASO COUNTY CLERK AND RECORDER

DEPUTY

JERRY R. BESSIE, PLB NO. 38578 FOR AND ON BEHALF OF MATRIX DESIGN GROUP, INC.

MOWARD SCHOOL DA

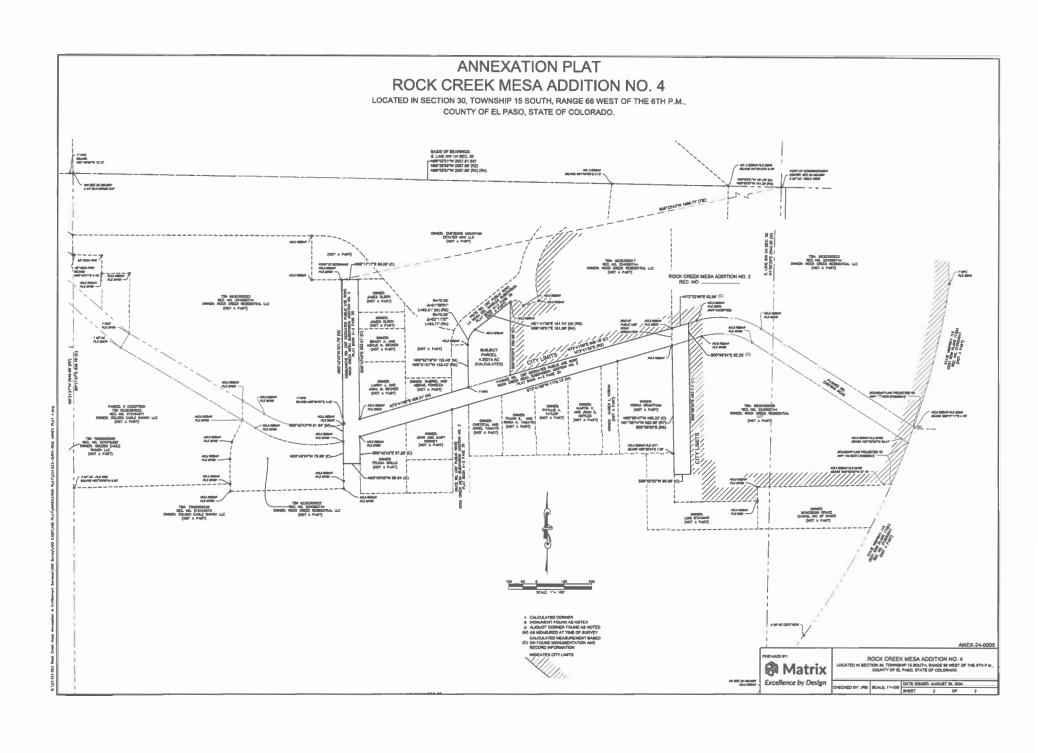
I, JERTY R. BESSE, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO AND LEGALLY DOING BUSINESS FOR AND ON BEHALF OF MATRIX DESIGN GROUP INC., IN EL PASO COURTY, DO REVERSY CERTIFY THAT THE MAY PERSON BROWN HIS A CORPECT DELINEATION OF THE ADVICE DECEMBED PACELS OF LAND AND THAT AT LIABIT THEORY-FAY ERCENT (25%) OF THE PERMITTER OF THE SIQUEDARY OF AND PARCEL IS CONTIQUOU TO THE PRESENT ROUMANY OF THE CITY OF COLORADOR SPRINGS. IT. AND COUNTY COLORADOR AND THE COLORADOR SERVED RESIDENCE OF THE PERMITTER OF THE SIQUEDARY OF AND PARCEL IS CONTIQUOU.

ANEX-24-0005



ROCK CREEK MESA ADDITION NO. 4 LOCATED IN SECTION 30, TOWNSHIP 15 BOLITH, RANGE 66 WEST OF THE 6TH P.M., COUNTY OF EL. PASO, STATE OF COLORADO.

CORED BY: JPB SCALE: NA DATE ISSUED: AUGUST 28, 2004



Mayor's Action:		
X	Approved on FEB 12 20	025
		25 , based on the following objections:
		Blessing A. Mobolade, Mayor
<u>Cou</u>	ncil Action After Disapproval:	Blessing A. Mobolade, Mayor
	Council did not act to override the Mayor's veto. Finally adopted on a vote of, on	
		failed to override the Mayor's veto.
	•	Randy Helms, Council President
ATTE	EST:	nandy Fielms, Council Fresident
Sara	ah B. Johnson, City Clerk	SEAL COLORADORININA

TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS ROCK CREEK MESA ADDITION NO. 4 ANNEXATION CONSISTING OF 4.06 ACRES LOCATED WEST OF HIGHWAY 115 AND SOUTH OF CHEYENNE MOUNTAIN STATE PARK." was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on January 28, 2024; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 11thth day of February 2025, and that the same was published by title and in summary or in full, 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, 11thth day of February 2025.

1st Publication Date: **January 31, 2025** 2nd Publication Date: **February 19, 2025**

Effective Date: February 24, 2025

Sarah B. Johnson, City

City Clerk