ORDINANCE NO. 21-95

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF COLORADO SPRINGS PERTAINING TO 1369.653

ACRES LOCATED SOUTHWEST OF HIGHWAY 24 AND

21ST STREET ESTABLISHING THE PK (PARK) ZONE

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF

COLORADO SPRINGS:

Section 1. The zoning map of the City of Colorado Springs is hereby

amended by the establishment of the PK (Park) zone district consisting of

1,369.653 acres located southwest of Highway 24 and 21st Street, as described in

Exhibit A and depicted in Exhibit B, both of which are attached hereto and made

a part hereof, pursuant to the Zoning Ordinance of the City of Colorado Springs.

Section 2. This ordinance shall be in full force and effect from and after its

final adoption and publication as provided by Charter.

Section 3. Council deems it appropriate that this ordinance be published

by title and summary prepared by the City Clerk and that this ordinance be

available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this 9th

day of November 2021.

Finally passed: November 23, 2021

Mayor's Action:		
<b>x</b>	Approved on	 , based on the following objections
E		
Cou	uncil Action After Disapproval:	John W. Suthers Marge
	Council did not act to override the Finally adopted on a vote of Council action on	•
Sarah B. Johnson Bita Cleik		Council President
	White OVER 100 Market Res	

HEREBY CERTIFY, that the foregoing ordinance entitled <u>"AN ORDINANCE"</u>

AMENDING THE ZONING MAP OF THE CITY OF COLORADO SPRINGS

PERTAINING TO 1369.653 ACRES LOCATED SOUTHWEST OF HIGHWAY 24 AND

21<sup>ST</sup> STREET ESTABLISHING THE PK (PARK) ZONE" was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on November 9<sup>th</sup>, 2021; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 23<sup>rd</sup> day of November 2021, 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 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 29<sup>th</sup> day of November 2021.

1<sup>st</sup> Publication Date: November 12<sup>th</sup>, 2021 2<sup>nd</sup> Publication Date: December 1<sup>st</sup>, 2021

Effective Date: December 6<sup>th</sup>, 2021

Initial: 🗲

City Clerk



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

# EXHIBIT A BEAR CREEK CANYON PARK ANNEXATION FILING NO.1 – REZONE

(10) PARCELS OF LAND LOCATED IN THE SOUTHWEST 1/4 OF SECTION 15, SECTION 16, THE EAST 1/2 OF SECTION 20, SECTION 21, THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 28, AND THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 14 SOUTH, RANGE 67 WEST OF THE 6TH P.M., EL PASO COUNTY, COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

## PARCEL 1

TOWNSHIP FOURTEEN SOUTH (T14S) RANGE SIXTY-SEVEN WEST (R67W) OF THE SIXTH PRINCIPAL MERIDIAN (6TH P.M.)

SECTION SIXTEEN (SEC. 16) ALL 640.0 ACRES, +/-

CONTAINING SIX HUNDRED [SIC] AND 00 [SIC] HUNDRETHS (640.0) ACRES, MORE OR LESS, ACCORDING TO U.S. GOVERNMENT SURVEY.

#### PARCEL 2

THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION TWENTY (20), THE WEST HALF OF THE NORTHWEST QUARTER, AND THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION TWENTY-ONE (21), ALL IN TOWNSHIP (14) SOUTH, RANGE SIXTY-SEVEN (67) WEST, CONTAINING ONE HUNDRED AND SIXTY ACRES, MORE OR LESS.

# PARCEL 3

THE NORTH WEST QUARTER OF THE NORTH EAST QUARTER OF SECTION TWENTY-NINE AND THE AND THE SOUTH HALF OF THE SOUTH EAST QUARTER AND THE NORTH EAST QUARTER OF THE SOUTH EAST QUARTER OF SECTION TWENTY, IN TOWNSHIP FOURTEEN SOUTH OF RANGE SIXTY-SEVEN WEST OF THE SIXTH PRINCIPAL MERIDIAN IN COLORADO CONTAINING ONE HUNDRED AND SIXTY ACRES.

### PARCEL 4

AN UNDIVIDED SEVEN EIGHTHS (7/8) INTEREST IN AND TO THE SOUTH HALF OF THE SOUTHWEST QUARTER (S1/2SW1/4) OF SECTION TWENTY-ONE (21) AND THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW1/4NW1/4) OF SECTION TWENTY-EIGHT (28) AND THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4NE1/4) OF SECTION TWENTY-NINE (29) ALL IN TOWNSHIP FOURTEEN (14) SOUTH OF RANGE SIXTY-SEVEN (67), WEST OF THE SIXTH (6TH) PRINCIPAL MERIDIAN, BEING ABOUT 140 ACRES, MORE OR LESS, IN BEAR CREEK CANYON, SOUTHWEST OF COLORADO SPRINGS, COLORADO.

CITY FILE NO.: CPC ZC 21-00095



LEGAL DESCRIPTION CONT .....

#### PARCEL 5

THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, THE NORTHWEST QUARTER, THE NORTHWEST QUARTER, AND THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 21, AND THE WEST HALF OR THE NORTHWEST QUARTER OR SECTION 22, ALL IN TOWNSHIP 14 SOUTH OF RANGE 67 WEST,

#### PARCEL 6

A PORTION OF THE NORTH ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF SECTION 15, TOWNSHIP 14 SOUTH, RANGE 67 WEST OF THE SIXTH PRINCIPLE MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE NORTHWEST CORNER OF SAID SOUTHWEST ONE-QUARTER:

THENCE NORTH 89'14'38" EAST, ALONG THE NORTHERLY LINE OF SAID SOUTHWEST QUARTER OF SECTION 15. A DISTANCE OF 755.53 FEET:

THENCE SOUTH 37'32'45" WEST, DEPARTING SAID NORTH LINE, A DISTANCE OF 81.31 FEET;

THENCE SOUTH 18'34'38" WEST, A DISTANCE OF 215.97 FEET;

THENCE SOUTH 15'57'14" WEST, A DISTANCE OF 41.30 FEET;

THENCE SOUTH 37°19'42" WEST, A DISTANCE OF 79.81 FEET;

THENCE SOUTH 19'19'50" WEST, A DISTANCE OF 180.93 FEET;

THENCE SOUTH 22'23'02" WEST, A DISTANCE OF 492.97 FEET;

THENCE SOUTH 09'52'21" WEST, A DISTANCE OF 40.76 FEET;

THENCE SOUTH 17°15'59" WEST, A DISTANCE OF 30.50 FEET;

THENCE SOUTH 43"34'18" WEST, A DISTANCE OF 49.86 FEET;

THENCE SOUTH 02'03"48" EAST, A DISTANCE OF 108.53 FEET;

THENCE SOUTH 12'58'48" WEST, A DISTANCE OF 139.10 FEET TO THE SOUTH LINE OF THE NORTH ONE-HALF OF SAID SOUTHWEST ONE-QUARTER;

THENCE SOUTH 88'59'49" WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 223.90 FEET TO A POINT ON THE WEST LINE OF SAID SOUTHWEST ONE-QUARTER;

THENCE NORTH 01 '12'04" WEST, ALONG SAID WEST LINE, A DISTANCE OF 1342.56 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 612,142 SQUARE FEET OR 14.0528 ACRES, MORE OR LESS.

## PARCEL 7



LEGAL DESCRIPTION CONT.

A PORTION OF THE NORTH ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF SECTION 15, TOWNSHIP 14 SOUTH, RANGE 67 WEST OF THE SIXTH PRINCIPLE MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SOUTHWEST ONE-QUARTER, 15;

THENCE NORTH 89'14'38" EAST, ALONG THE NORTHERLY LINE OF SAID SOUTHWEST OF SECTION 15. A DISTANCE OF 755.53 FEET TO THE **POINT OF BEGINNING**;

THENCE CONTINUE NORTH 89'14'38" EAST, ALONG SAID NORTH LINE OF THE SOUTHWEST ONE-QUARTER. A DISTANCE OF 274.13 FEET:

THENCE SOUTH 17'00'40" WEST, DEPARTING SAID NORTH LINE, A DISTANCE OF 149.03 FEET;

THENCE SOUTH 08'15'02" WEST, A DISTANCE OF 149.27 FEET;

THENCE SOUTH 04'14'22" WEST, A DISTANCE OF 175.40 FEET;

THENCE SOUTH 37'51'05" WEST, A DISTANCE OF 190.84 FEET;

THENCE SOUTH 18'19'22" WEST, A DISTANCE OF 376.90 FEET;

THENCE SOUTH 09'54'42" WEST, A DISTANCE OF 69.53 FEET;

THENCE SOUTH 16'24'50" WEST, A DISTANCE OF 74.10 FEET;

THENCE SOUTH 03'34'34" WEST, A DISTANCE OF 231.88 FEET TO A POINT ON THE SOUTH LINE OF SAID NORTH ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF SECTION 15;

THENCE SOUTH 88"59'49" WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 416.68 FEET;

THENCE NORTH 12'58'48" EAST, DEPARTING SAID SOUTH LINE, A DISTANCE OF 139.10 FEET;

THENCE NORTH 02'03'48" WEST, A DISTANCE OF 108.53 FEET;

THENCE NORTH 43'34'18" EAST, A DISTANCE OF 49.86 FEET;

THENCE NORTH 17"15'59" EAST, A DISTANCE OF 30.50 FEET;

THENCE NORTH 09"52'21" EAST, A DISTANCE OF 40.76 FEET;

THENCE NORTH 22"23'02" EAST, A DISTANCE OF 492.97 FEET;

THENCE NORTH 19"19'50" EAST, A DISTANCE OF 180.93 FEET;

THENCE NORTH 37'19'42" EAST, A DISTANCE OF 79.81 FEET;

THENCE NORTH 15°57'14" EAST, A DISTANCE OF 41.30 FEET;

THENCE NORTH 18°34'38" EAST, A DISTANCE OF 215.97 FEET;

THENCE NORTH 37°32'45" EAST, A DISTANCE OF 81.31 FEET TO THE POINT OF BEGINNING.

CONTAINING AN AREA OF 487,446 SQUARE FEET OR 11.1902 ACRES, MORE OR LESS.

# PARCEL 8



LEGAL DESCRIPTION CONT....

A PORTION OF THE NORTH ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF SECTION 15, TOWNSHIP 14 SOUTH, RANGE 67 WEST OF THE SIXTH PRINCIPLE MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE NORTHWEST CORNER OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 15;

THENCE NORTH 89'14'38" EAST, ALONG THE NORTHERLY LINE OF SAID SOUTHWEST ONE-QUARTER OF SECTION 15, A DISTANCE OF 1029.66 FEET TO THE **POINT OF BEGINNING**;

THENCE CONTINUE NORTH 89'14'38" EAST, ALONG THE NORTHERLY LINE OF SAID SOUTHWEST ONE-QUARTER, A DISTANCE OF 750.20 FEET TO A 760.00 FOOT RADIUS NON-TANGENT CURVE TO THE LEFT WHOSE CENTER BEARS NORTH 85'33'26" EAST;

THENCE SOUTHEASTERLY ALONG SAID NON-TANGENT CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 23'53'37" AN ARC DISTANCE OF 316.94 FEET:

THENCE SOUTH 30'42'21" WEST, A DISTANCE OF 34.62 FEET TO THE NORTHWESTERLY RIGHT OF WAY LINE OF OLD GOLD CAMP ROAD AS DESCRIBED IN BOOK 297 AT PAGE 289 OF SAID EL PASO COUNTY RECORDS, SAID POINT BEING ON A 460.27 FOOT RADIUS NON-TANGENT CURVE TO THE LEFT WHOSE CENTER BEARS SOUTH 01'06'41" EAST:

THENCE ALONG SAID NORTHWESTERLY RIGHT OF WAY LINE THE FOLLOWING TWO (2) COURSES:

- 1. THENCE SOUTHWESTERLY ALONG SAID NON-TANGENT CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 66'12'07" AN ARC DISTANCE OF 531.82 FEET TO A POINT OF TANGENT:
- 2. THENCE SOUTH 22'41'12" WEST, A DISTANCE OF 245.82 FEET;

THENCE NORTH 61 '03'31" WEST, DEPARTING SAID NORTHWESTERLY RIGHT OF WAY LINE, A DISTANCE OF 237.92 FEET;

THENCE NORTH 30'17'23" EAST, A DISTANCE OF 47.12 FEET;

THENCE NORTH 61 '20'06" WEST, A DISTANCE OF 178.07 FEET;

THENCE NORTH 31 '08'44" EAST, A DISTANCE OF 79.63 FEET;

THENCE NORTH 57'34'42" WEST, A DISTANCE OF 105.64 FEET;

THENCE NORTH 04'14'22" EAST, A DISTANCE OF 175.40 FEET;

THENCE NORTH 08"15'02" EAST, A DISTANCE OF 149.27 FEET;

THENCE NORTH 17'00'40" EAST, A DISTANCE OF 149.03 FEET TO THE POINT OF BEGINNING.

CONTAINING AN AREA OF 480,111 SQUARE FEET OR 11.0218 ACRES, MORE OR LESS.

#### PARCEL 9

A PORTION OF THE NORTH ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF SECTION 15, TOWNSHIP 14 SOUTH, RANGE 67 WEST OF THE SIXTH PRINCIPLE MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:



LEGAL DESCRIPTION CONT

**COMMENCING** AT THE NORTHWEST CORNER OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 15;

THENCE NORTH 89'14'38" EAST, ALONG THE NORTHERLY LINE OF SAID SOUTHWEST ONE-QUARTER OF SECTION 15, A DISTANCE OF 1779.86 FEET TO THE **POINT OF BEGINNING**;

THENCE CONTINUE NORTH 89'14'38" EAST, ALONG THE NORTHERLY LINE OF SAID SOUTHWEST ONE-QUARTER, A DISTANCE OF 60.14 FEET TO A 700.00 FOOT RADIUS NON-TANGENT CURVE TO THE LEFT WHOSE CENTER BEARS NORTH 85'14'27" EAST;

THENCE SOUTHEASTERLY ALONG SAID NON-TANGENT CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 29"39'34" AN ARC DISTANCE OF 362.36 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF OLD GOLD CAMP ROAD AS DESCRIBED IN BOOK 297 AT PAGE 289 OF SAID EL PASO COUNTY RECORDS;

THENCE ALONG SAID NORTHERLY RIGHT OF WAY LINE THE FOLLOWING TWO (2) COURSES:

- 1. THENCE NORTH 86'30'35" WEST, A DISTANCE OF 72.35 FEET TO A 460.27 FOOT RADIUS TANGENT CURVE TO THE LEFT;
- THENCE WESTERLY ALONG SAID TANGENT CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 04'36'06" AN ARC DISTANCE OF 36.97 FEET;

THENCE NORTH 30'42'21" EAST, DEPARTING SAID NORTHERLY RIGHT OF WAY LINE NON-TANGENT TO THE PREVIOUS CURVE, A DISTANCE OF 34.62 FEET TO A 760.00 FOOT RADIUS NON-TANGENT CURVE TO THE RIGHT WHOSE CENTER BEARS NORTH 61 "39'49" EAST:

THENCE NORTHWESTERLY ALONG SAID NON-TANGENT CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF 23'53'37" AN ARC DISTANCE OF 316.94 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 21,933 SQUARE FEET OR 0.5035 ACRE, MORE OR LESS.

## PARCEL 10

A PORTION OF THE NORTH ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF SECTION 15, TOWNSHIP 14 SOUTH, RANGE 67 WEST OF THE SIXTH PRINCIPLE MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 15:

THENCE NORTH 89°14'38" EAST, ALONG THE NORTHERLY LINE OF SAID SOUTHWEST QUARTER OF SECTION 15, A DISTANCE OF 1029.66 FEET;

THENCE SOUTH 17°00'40" WEST, DEPARTING SAID NORTH LINE, A DISTANCE OF 149.03 FEET:

THENCE SOUTH 08°15'02" WEST, A DISTANCE OF 149.27 FEET;

THENCE SOUTH 04°14'22° WEST, A DISTANCE OD 175.40 FEET TO THE POINT OF BEGINNING;

THENCE SOUTH 57°34'42" EAST, A DISTANCE OF 105.64 FEET;

THENCE SOUTH 31 °08'44" WEST, A DISTANCE OF 79.63 FEET:

THENCE SOUTH 61'20'06" EAST, A DISTANCE OF 178.07 FEET;



LEGAL DESCRIPTION CONT .....

THENCE SOUTH 30°17'23" WEST, A DISTANCE OF 47.12 FEET;

THENCE SOUTH 61°03'31" EAST, A DISTANCE OF 237.92 FEET TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY LINE OF GOLD CAMP ROAD AS DESCRIBED IN BOOK 297, AT PAGE 289, OF SAID EL PASO COUNTY RECORDS;

THENCE ALONG SAID NORTHWESTERLY RIGHT OF WAY LINE THE FOLLOWING TWO (2) COURSES:

- 1. THENCE SOUTH 22'41'12" WEST, A DISTANCE OF 443.24 FEET TO A NON-TANGENT
  - POINT OF CURVE TO THE RIGHT WHOSE CENTER BEARS NORTH 67"23'54" WEST;
- 2. THENCE SOUTHWESTERLY ALONG SAID NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 1304.97 FEET, A CENTRAL ANGLE OF 4'40'30", AN ARC DISTANCE OF 106.48 FEET TO A POINT ON THE SOUTH LINE OF SAID NORTH ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF SECTION 15;

THENCE SOUTH 88'59'49" WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 455.87 FEET;

THENCE NORTH 03'34'34" EAST, DEPARTING SAID SOUTH LINE, A DISTANCE OF 231.88 FEET;

THENCE NORTH 16'24'50" EAST, A DISTANCE OF 74.10 FEET;

THENCE NORTH 09'54'42" EAST, A DISTANCE OF 69.53 FEET;

THENCE NORTH 18'19'22" EAST, A DISTANCE OF 376.90 FEET;

THENCE NORTH 37'51'05" EAST, A DISTANCE OF 190.84 FEET TO THE POINT OF BEGINNING.

CONTAINING AN AREA OF 371.658 SQUARE FEET OR 8.5321 ACRES, MORE OR LESS.

THE ABOVE OVERALL DESCRIPTION PRODUCES A CALCULATED AREA OF 59,661,001 SQUARE FEET (1,369.65278 ACRES), MORE OR LESS



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