

ORDINANCE NO. 24 - 105

AN ORDINANCE ANNEXING TO THE CITY OF COLORADO
SPRINGS THAT AREA KNOWN AS NEAGLE-DUTCHER
FAMILY ADDITION ANNEXATION CONSISTING OF 1.01
ACRES LOCATED AT 4105 DATE STREET

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 Neagle-Dutcher Family 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 November 12, 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 Neagle-Dutcher Family 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 12th day of November 2024.

Finally passed: November 26, 2024



Randy Helms, Council President

Mayor's Action:

- Approved on _____.
- Disapproved on _____, based on the following objections:

Blessing A. Mobolade

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

Sarah B. Johnson, City Clerk



CAO: ms
COS: _____

Exhibit A: Legal Description
Neagle-Dutcher Family Addition Annexation

A tract of land being a portion of the Northwest Quarter of Section 26, Township 13 South, Range 66 West of the 6th P.M., situate in El Paso County, Colorado, described as follows:

Lot 11, Block Four, TOGETHER WITH portions of Date Street (60' public R.O.W.) lying Northwesterly and Lotus Street (60' public R.O.W.) lying Southerly of said Lot inclusive, and the adjacent intersection portions of said Date Street and Lotus Street, all as platted within PARK VISTA ADDITION (Plat Book W, Page 69, El Paso County, Colorado records), described as follows:

Bearings are based on the Northwesterly right-of-way line of said Date Street and is assumed to bear S43°03'30W.

BEGINNING at the most Southeasterly corner of said Lot 11; thence N00°10'50"W along the Easterly line of said Lot 11, 120.00 feet to the Northeasterly corner of said Lot 11; thence N46°56'30"W along the Northeasterly line of said Lot 11 and as extended Northwesterly, 80.36 feet to a point on said Date Street's Northwesterly right-of-way line; thence S43°03'30"W along said Northwesterly right-of-way line, 274.93 feet; thence S46°56'30"E, 60.00 feet to a point on the Southeasterly right-of-way line of said Date Street; thence Northeasterly on a non-tangent curve to the right and along said Date Street's Southeasterly right-of-way line, said curve having a central angle of 46°45'40", a radius of 20.00 feet, an arc length of 15.97 feet to a point on the Southerly right-of-way line of said Lotus Street; thence N89°49'10"E along said Lotus Street's Southerly right-of-way line, 308.56 feet; thence N00°10'50"W, 60.00 feet to a point on the Northerly right-of-way line of said Lotus Street; thence S89°49'10"W along said Lotus Street's Northerly right-of-way line, 120.00 feet to the POINT OF BEGINNING;

Containing 1.01 acres (44,164 square feet), more or less.

I HEREBY CERTIFY that the foregoing ordinance entitled **“AN ORDINANCE ANNEXING TO THE CITY OF COLORADO SPRINGS THAT AREA KNOWN AS NEAGLE-DUTCHER FAMILY ADDITION ANNEXATION CONSISTING OF 1.01 ACRES LOCATED AT 4105 DATE STREET”** was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on November 12, 2024; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 26th day of November 2024, and that the same was published 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, 26th day of November 2024.


Sarah B. Johnson, City Clerk



1st Publication Date: November 15, 2024

2nd Publication Date: December 4, 2024

Effective Date: December 9, 2024

Initial: SBJ
City Clerk