

ORDINANCE O-2012-6

AN ORDINANCE APPROVING THE ANNEXATION AND INITIAL ZONING OF THE CRADER ADDITION TO THE CITY OF DURANGO AND DECLARING AN EFFECTIVE DATE

WHEREAS, there has heretofore been filed with the City a Petition for Annexation to the City of Durango of two (2) tracts of land to be known as the Crader Addition to the City of Durango, which Petition was accompanied by four (4) copies of a plat of said tracts of land; and

WHEREAS, the City Council, by resolution, has previously found and determined that the subject property is eligible for annexation and that the Petition for Annexation meets the statutory requirements for annexation; and

WHEREAS, said Petition is signed by the owners of one hundred percent (100%) of the property proposed to be annexed; and

WHEREAS, the City Council, by resolution, did accept said Petition; and

WHEREAS, public hearing has heretofore been held before the City Council of the City of Durango and the Council has determined, subsequent to said public hearing, that the annexation of the property commonly known as the Crader Addition to the City of Durango would be in the best interests of the citizens of the City of Durango;

NOW, THEREFORE, THE CITY OF DURANGO HEREBY ORDAINS:

Section 1. Subject to the execution and recording of a satisfactory Annexation Agreement, the annexation of certain territory to be known as the Crader Addition to the City of Durango, which territory is hereinafter legally described, is hereby approved. The annexation includes the following described property:

TRACT I:

Township 34 North, Range 9 West, N.M.P.M., La Plata County, Colorado:

Section 2: W 1/2W1/2

Section 3: S1/2SE1/4

LESS AND EXCEPT the following described tracts of land:

1. Tract described in Quit Claim Deed recorded February 2, 1952 in Book 308 at Page 18;
2. Tract described in Quit Claim Deed recorded June 17, 1953 in Book 320 at Page 274;

3. Tract described in Quit Claim Deed recorded in the offices of the La Plata County, Colorado Clerk and Recorder on June 3, 1998 as Reception no. 746950 and re-recorded October 8, 1998 as Reception No. 754825 and on October 23, 1998 as Reception No. 755598;
4. Tract described in Correction Bargain and Sale Deed recorded in the offices of the La Plata County, Colorado Clerk and Recorder on May 6, 2003 as Reception No. 856202;
5. Tract described in Warranty Deed recorded in the offices of the La Plata County, Colorado Clerk and Recorder on December 5, 2007 as Reception No. 968804;
6. Tract described in Warranty Deed recorded in the offices of the La Plata County, Colorado Clerk and Recorder on November 24, 2009 as Reception No. 1006589; and
7. That tract of land described as Lot 1-R, Crader Boundary Adjustment, A Boundary Adjustment of Lot 1, Category 1, Project No. 87-39 Boundary Adjustment, Project No. 2008-0140 according to the plat thereof filed for record in the offices of the La Plata County, Colorado Clerk and Recorder on November 5, 2009 as Reception No. 1005776.

TRACT II:

Lot 1-R, Crader Boundary Adjustment, A Boundary Adjustment of Lot 1, Category 1, Project No. 87-39 Boundary Adjustment, Project No. 2008-0140 according to the plat thereof filed for record in the offices of the La Plata County, Colorado Clerk and Recorder on November 5, 2009 as Reception No. 1005776.

Section 2. The annexation of such territory to the City of Durango shall be complete and such territory shall become a part of the City of Durango on the effective date of this ordinance. The initial zoning of Tract I shall be PD (Planned Development) and R (Rural). The initial zoning of Tract II shall be PD (Planned Development). The specific zoning of parcels within Tracts I and II will be designated in conjunction with the completion of the subdivision process for said Tracts, which is currently pending.

Section 3. This ordinance shall become effective ten (10) days after its passage and final publication as provided by law.

Attest:

CITY COUNCIL OF THE CITY OF
DURANGO

City Clerk

Mayor

STATE OF COLORADO)
) ss.
COUNTY OF LA PLATA)

I, Amy Phillips, City Clerk of the City of Durango, La Plata County, Colorado, do hereby certify that Ordinance No. O-2012-6 was regularly introduced and read at a regular meeting of the City Council of the City of Durango, Colorado on the 7th day of February, 2012, and was ordered published in accordance with the terms and conditions of the statutes in such cases made and provided, in the Durango Herald, a newspaper of general circulation, on the 12th day of February , 2012, prior to its final consideration by the City Council.

City Clerk

I further certify that said Ordinance No. O-2012-6 was duly adopted by the Durango City Council on the 21st day of February, 2012, and that in accordance with instructions received from the Durango City Council, said ordinance was published by title only in the Durango Herald on the 26th day of February, 2012.

City Clerk