

RESOLUTION 015-2009

A RESOLUTION FINDING SUBSTANTIAL COMPLIANCE OF A PETITION FOR THE ANNEXATION OF A TRACT OF LAND TO THE TOWN OF CRESTONE, COLORADO AND SETTING HEARING FOR THE SAME

WHEREAS, the landowner, who comprises 100% of the landowners of the territory in the forty-acre tract of land proposed to be annexed, has petitioned for annexation to the Town of Crestone the following described territory, to wit:

SE ¼, SW ¼, Section 7, Township 43 North, Range 12 East, N.M.P.M.

WHEREAS, said Petitioner and the Board of Trustees have jointly entered into an Annexation Agreement concerning the annexation of said forty-acre tract, which Agreement provides for a division of said forty-acre tract into four approximately five-acre parcels, identified as tracts 3, 4, 5 and 6, and two approximately ten-acre parcels identified as tracts 1 and 2 upon assumption of jurisdiction and incorporation of said tract into the Town of Crestone by annexations, and;

WHEREAS, having received the petition for annexation, the Board of Trustees is required under the Municipal Annexation Act of 1965, as amended, to determine whether said petition is in substantial compliance with C.R.S. 31-12-104(1), and, if so, to follow the procedure set forth in C.R.S. 31-12-108, 109, 110 and 111.

NOW THEREFORE, be it resolved by the Board of Trustees of the Town of Crestone, Colorado:

1. The Town Board hereby finds that the petition for annexation is signed by 100% of the landowners in the area proposed to be annexed and owning 100% of the area excluding public street and alleys and any land owned by the Town of Crestone.
2. The Town Board hereby finds that the petition for annexation is in substantial compliance with the requirements of C.R.S. 31-12-104(1).
3. The Town Board hereby finds that it has the necessary jurisdiction to proceed with the annexation of said territory.
4. The Town Board hereby determines that it shall hold a public hearing to determine if the proposed annexation complies with C.R.S. sections 31-12-104 and 31-12-105, as amended, to establish whether or not said area is eligible for annexation under the Municipal Annexation Act of 1965, said hearing to be held at a regular meeting of the Town Board on February 8, 2010, at 1:30 p.m., in the Town Hall, Crestone, Colorado.

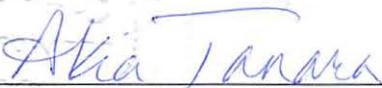
5. The Town Clerk is hereby directed to give notice of said public hearing in accordance with the provisions of C.R.S. 31-12-108(2), as amended.
6. This resolution shall take effect upon its adoption.

DONE and **SIGNED** this 18th day of December, 20~~10~~₀₉.



Ralph Abrams, Mayor

ATTEST:



Akia Tanara, Town Clerk

Exhibit A

A tract of land comprising approximately 40 acres and generally described as the
SE ¼, SW ¼, Section 7, Township 43 North, Range 12 East, N.M.P.M.