

RESOLUTION NO. 22

SERIES 1998

A RESOLUTION FINDING AN AMENDED PETITION FOR ANNEXATION OF A PARCEL OF LAND SITUATED IN SECTIONS 19 AND 20, TOWNSHIP 6 SOUTH, RANGE 77 WEST OF THE 6TH PRINCIPAL MERIDIAN, SUMMIT COUNTY, COLORADO TO BE IN SUBSTANTIAL COMPLIANCE WITH SECTION 31-12-107(1), C.R.S.

(Lincoln Highlands III Limited, et al. --60.14 acres, more or less)

WHEREAS, an Amended Petition for Annexation of the hereinafter described real property has been filed with the Town Clerk of the Town of Breckenridge, Colorado; and

WHEREAS, the Amended Petition has been referred to the Town Council of the Town of Breckenridge, Colorado, for a determination of substantial compliance with the requirements of Section 31-12-107(1), C.R.S.; and

WHEREAS, the Town Council has been advised by the staff, and has taken official notice of all maps, records and other information and other materials on file with the Town of Breckenridge, Colorado, regarding said Amended Petition.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE, COLORADO, as follows:

Section 1. The Amended Petition for Annexation of the following described real property, to wit:

A parcel of land located in Sections 19 and 20, Township 6 South, Range 77 West of the 6th Principal Meridian, County of Summit and State of Colorado and more particularly described as follows:

Beginning at corner No. 2 of the Peabody Placer (MS 4252), the corner also being corner No. 1 of the Golden Age Placer (MS 8694) and corner No. 10 of the Mumford Placer No. 4, Tract B (MS 12487); thence N 36° 11' 13" W, 1938.34 feet along the 1-2 line of the Golden Age Placer to corner No. 2 of the Golden Age Placer; thence S 53° 47' 58" W, 795.62 feet along the 2-3 line of the Golden Age Placer to corner No. 3 of the Golden Age Placer; thence N 36° 14' 26" W, 1136.76 feet along the 3-4 line of the Golden Age Placer to corner No. 4 of the Golden Age Placer; thence N 47° 27' 53" E, 1311.58 feet along the 4-5 line of the Golden Age Placer to corner No. 5 of the Golden Age Placer; thence S 36° 51' 55" E, 3221.75 feet along the 5-6 line of the Golden Age Placer to corner No. 6 of the Golden Age Placer; thence S 53° 58' 47" W, 545.00 feet along the 1-6 line of the Golden Age Placer and the 2-3 line of the Peabody Placer to the point of beginning; containing 60.14 acres, more or less

is hereby determined to be in substantial compliance with Section 31-12-107(1), C.R.S.

Section 2. The Town Council shall hold a public hearing on the proposed annexation on July 28, 1998 at 7:30 P.M., or as soon thereafter as possible, at Breckenridge Town Hall, 150 Ski Hill Road, Breckenridge, Colorado, to determine if the proposed annexation complies with Sections 31-12-104 and 31-12-105, C.R.S., or such parts thereof as may be required to establish eligibility for annexation.

Section 3. The Town Clerk shall publish a Notice of Public Hearing once a week for four successive weeks in a newspaper of general circulation in the area proposed to be annexed, with the first publication of such notice to be at least thirty days prior to the date of the hearing. The Town Clerk shall further provide notice to the Clerk of the Board of County Commissioners of Summit County, the Summit County Attorney, and to any special district or school district having territory within the area proposed to be annexed, in the manner and within the time provided in Section 31-12-108(2), C.R.S.

Section 4. The Town has previously adopted the Town's Master Plan as its annexation plan required by Section 31-12-105(1)(e), C.R.S. Because the property which is proposed to be annexed is not currently within the Town's Annexation Plan, it will necessary for the Town to amend its Annexation Plan so as to include the proposed annexation parcel if the proposed annexation is to be approved. Pursuant to Section 9-4-3 of the Breckenridge Town Code it is necessary for the Planning Commission to review a proposed amendment to the Town's Annexation Plan before the Annexation Plan can be amended by the Town Council. Therefore, the issue of the proposed amendment of the Town's Annexation Plan to include the proposed annexation parcel is hereby referred to the Planning Commission for its review and recommendation. The Planning Commission is requested to forward its recommendation to the Town Council prior to July 28, 1998.


Section 5. This Resolution shall become effective upon its adoption.

RESOLUTION APPROVED AND ADOPTED THIS 9TH DAY OF JUNE, 1998.

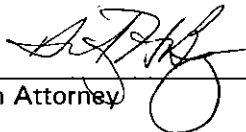
TOWN OF BRECKENRIDGE, COLORADO

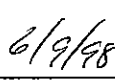
By 
Mayor

ATTEST:


Mary Jean Loufek, CMC, Town Clerk

APPROVED IN FORM:


Town Attorney


Date