

RESOLUTION NO. 51

SERIES 2000

A RESOLUTION MAKING CERTAIN FINDINGS OF FACT AND CONCLUSIONS
REGARDING THE PROPOSED ANNEXATION TO THE TOWN OF BRECKENRIDGE
OF A PARCEL OF LAND

(Blue River Corkscrew, LLC --Eastern Parcel [16.89 acres, more or less])

WHEREAS, the Town Council of the Town of Breckenridge has previously found a Petition for the Annexation of the hereinafter described parcel of land to be in substantial compliance with the requirements of Section 31-12-107(1), C.R.S.; and

WHEREAS, the Town Clerk has given notice of a public hearing on the proposed annexation by publication of such notice once a week for four consecutive weeks and by mailing notice of such hearing by registered mail to the Board of County Commissioners of Summit County, the County Attorney, the school district and to any special district having territory in the area proposed to be annexed as required by Section 31-12-108(2), C.R.S.; and

WHEREAS, the Town Council held a public hearing on October 10, 2000 to determine if the proposed annexation complies with Sections 31-12-104 and 105, C.R.S., and is, therefore, eligible for annexation to the Town.

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

Section 1. With regard to the proposed annexation to the Town of the following described real property, to wit:

BLUE RIVER-CORKSCREW EASTERN PARCEL
LAND DESCRIPTION

Unplatted portion of the Blue River Placer (MS 816) located in Section 31, Township 6 South, Range 77 West of the Sixth Principal Meridian, County of Summit, State of Colorado and more particularly described as follows:

Beginning at a point on the southerly boundary of Valdora Village at Breckenridge, Filing No. 1; thence the following two (2) courses along the southerly boundary of Valdora Village at Breckenridge Filing No. 1:

- 1) thence S57°29'55"E, 845.04 feet
- 2) thence S47°24'43"E, 1320.94 feet;

thence S16°00'17"W, 9.04 feet
thence S76°07'12"W, 133.83 feet;
thence 238.93 feet along the arc of a tangent curve to the right having a radius of 1033.79 feet, a central angle of 13°14'33" and a chord which bears S82°44'28"W, 238.40 feet;
thence S89°21'45"W, 31.69 feet;
thence N84°44'21"W, 222.56 feet to a point on the easterly boundary of Weisshorn Subdivision, Filing No. 2:

thence the following five (5) courses along the easterly and northerly boundaries of the Weisshorn Subdivision, Filing No. 2:

- 1) thence N05°15'39"E, 158.12 feet;
- 2) thence 99.21 feet along the arc of a tangent curve to the left having a radius of 290.00 feet, a central angle of 19°36'05" and a chord which bears N04°32'23"W, 98.73 feet;

- 3) thence S75°39'34"W, 160.55 feet;
- 4) thence N41°40'21"W, 576.56 feet;
- 5) thence N74°01'35"W, 501.80 feet to the northeast corner of Weisshorn Subdivision, Filing No. 1;

thence N53°53'38"W, 67.75 feet along the northerly boundary of Weisshorn Subdivision, Filing No. 1;

thence N00°38'07"E, 574.08 feet to the point of beginning.

The described parcel contains 16.89 acres, more or less.

the Town Council of the Town of Breckenridge hereby finds, determines and concludes as follows:

- A. Not less than one-sixth of the perimeter of the area proposed to be annexed is contiguous with the existing boundaries of the Town of Breckenridge, Colorado and, therefore, because of such contiguity, a community of interest exists between the territory proposed to be annexed and the Town of Breckenridge, Colorado.
- B. The territory proposed to be annexed is urban or will be urbanized in the near future.
- C. The territory proposed to be annexed is integrated with, or is capable of being integrated with, the Town of Breckenridge, Colorado.
- D. No land held in identical ownership, whether consisting of one tract or parcel of real estate or two or more contiguous tracts or parcels of real estate, has been divided into separate parts or parcels without the written consent of the landowners thereof unless such tracts or parcels are separated by a dedicated street, road, or other public way.
- E. No land held in identical ownership, whether consisting of one tract or parcel of real estate or two or more contiguous tracts or parcels of real estate, comprising twenty (20) acres or more (which, together with the buildings and improvements situated thereon has a valuation for assessment in excess of Two Hundred Thousand Dollars [\$200,000] for ad valorem tax purposes for the year preceding the annexation) has been included without the written consent of the landowners unless such tract of land is situated entirely within the outer boundaries of the Town as they exist at the time of annexation.
- F. No annexation proceedings concerning the territory proposed to be annexed have been commenced by another municipality.
- G. The proposed annexation will not result in the detachment of area from a school district.
- H. The proposed annexation will not result in the extension of the boundaries of the Town of Breckenridge more than three miles.
- I. The Town of Breckenridge has in place a plan for the area proposed to be annexed.

- J. In establishing the boundaries of the area proposed to be annexed the entire width of any street or alley is included within the area to be annexed.

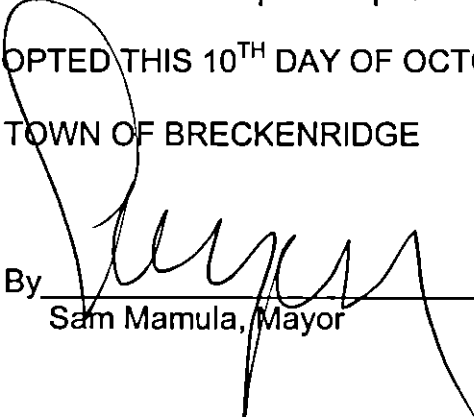
Section 2. An election is not required in connection with the proposed annexation.

Section 3. No additional terms or conditions are to be imposed upon the area proposed to be annexed.

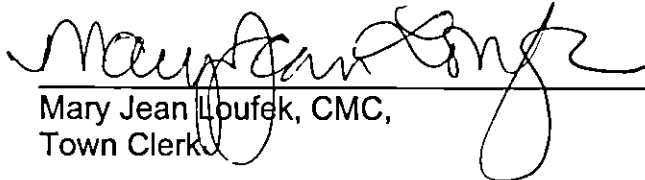
Section 4. This Resolution shall become effective upon adoption.

RESOLUTION APPROVED AND ADOPTED THIS 10TH DAY OF OCTOBER, 2000.

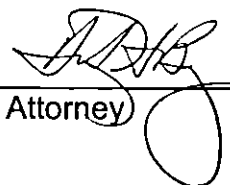
TOWN OF BRECKENRIDGE

By 
Sam Mamula, Mayor

ATTEST:


Mary Jean Loufek, CMC,
Town Clerk

APPROVED IN FORM


Town Attorney

10/10/00
date