

ORDINANCE NO. 48B

**AN ORDINANCE ANNEXING A TRACT OF LAND LOCATED IN
UNINCORPORATED KIT CARSON COUNTY, COLORADO INTO THE TOWN OF
STRATTON, COLORADO**

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE
TOWN OF STRATTON, COLORADO:**

SECTION 1. LEGAL DESCRIPTION. The area proposed to be annexed is described as being a parcel of land described in Document Reception No. 2005-511425 of the Kit Carson County, Colorado records and being more particularly described as follows:

A tract of land in the Southeast Quarter (SE $\frac{1}{4}$) of Section Thirty-six (36), Township Eight (8) South, Range Forty-seven (47) West of the Sixth Principal Meridian, Kit Carson County, Colorado, more particularly described as follows, to-wit:

Beginning at a point which is 277.5 feet East of the Southeast corner of Lot 8, Block 1, Collin's Addition to Stratton, and which is 250 feet east of the line which divides the East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$) of Section 36, Township 8 South, Range 47 W. 6th P.M. from the West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) of Section 36, Township 8 South, Range 47 W. 6th P.M. and which point is on the North boundary line of Main Street, Town of Stratton, extended in an Easterly direction; thence East 140 feet to the West line of Utah Avenue, Hornung Addition to Stratton; thence North 100 feet; thence West 140 feet; thence South 100 feet to the point of beginning.

**SECTION 2. FINDING THAT THE ANNEXATION IS IN COMPLIANCE WITH THE
COLORADO CONSTITUTION.** The Board of Trustees finds that in accordance with Section 30 (1)(c) of Article II of the Colorado Constitution, the area proposed to be annexed is entirely surrounded by the annexing municipality.

SECTION 3. COMPLIANCE WITH APPLICABLE ANNEXATION STATUTES. The Board of Trustees makes the following findings of fact and conclusions of law with regard to the following matters:

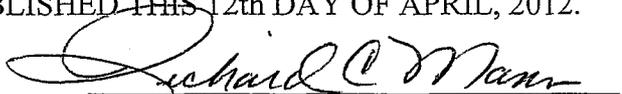
- (a) Pursuant to §31-12-106(1), C.R.S., the property to be annexed is an enclave and has been so surrounded for a period of not less than three years.
- (b) Pursuant to §31-12-106(1), C.R.S., the requirements and procedures of §31-12-104 and §31-12-105, C.R.S. are not required as the property to be annexed is an enclave.
- (c) Pursuant to §31-12-108(2), C.R.S., notice of the proposed annexation has been made once a week for four successive weeks at least 30 days prior to the adoption of this Ordinance in the Stratton Spotlight, a newspaper of general circulation in the area proposed to be annexed.

- (d) Pursuant to §31-12-106(2), C.R.S. a hearing is not required as set forth in §31-12-109, C.R.S., since the property is an enclave.
- (e) An election is not required pursuant to Section 30 (1)(c) of Article II of the Colorado Constitution and §31-12-107(2), C.R.S.
- (f) The Board of Trustees determines that no additional terms and conditions are imposed regarding this annexation.

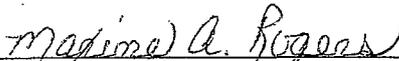
SECTION 4. **FINAL ANNEXATION.** The Board of Trustees, in compliance with §31-12-110 and §31-12-111, C.R.S., hereby annexes the above-described property into the Town of Stratton, Colorado by the ordinance, which annexation shall be effective immediately this 12th day of April, 2012.

SECTION 5. **FILING AND RECORDING.** Pursuant to §31-12-113, C.R.S., the Board of Trustees directs that this original Ordinance and map shall be filed in the office of the Clerk of the Town of Stratton, Colorado. Further, the Board of Trustees directs that certified copies of this Ordinance and accompanying map shall be filed in triplicate with the Clerk and Recorder of Kit Carson County, Colorado.

PASSED, ADOPTED AND ORDERED PUBLISHED THIS 12th DAY OF APRIL, 2012.


Richard Mann, Mayor

(SEAL)


Maxine A. Rogers, Town Clerk



STATE OF COLORADO)
County of Kit Carson)ss. CLERK'S CERTIFICATE
Town of Stratton)

That I, Maxine A. Rogers, the official Town Clerk of the Town of Stratton, do by these presents say that the foregoing Ordinance No. 48B was passed and adopted by a three-quarters majority of the Board of Trustees of the Town of Stratton on the 12th day of April, 2012, and that the above entitled Ordinance is a true, correct and full copy of the Ordinance as shown in Ordinance Book 3 at Page 310 of the records of the Town of Stratton, Stratton, Colorado.

Dated this 13th day of April, 2012.


Maxine A. Rogers, Town Clerk

Town of Stratton, Colorado
Salling & Warren Annexation Map – Ordinance No. 48B

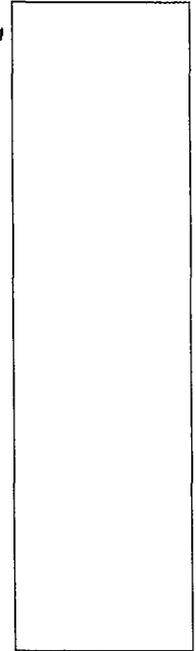
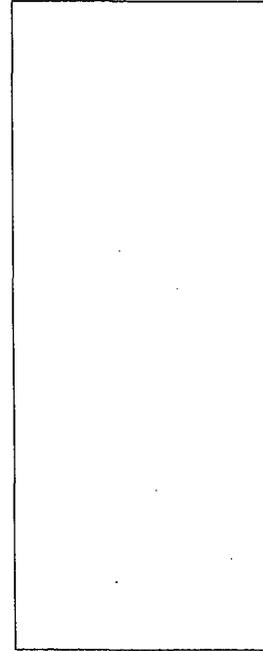
FIRST STREET

Co-Op Property

U
T
A
H

Bill & Cheryl Reese	Aeschliman Duplex	Rex Salling & Marquema Warren 85 Main St.
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A
V
E



MAIN STREET

High School	Football Field	Elementary School
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North ↑