

RESOLUTION NO. 2022-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, CONSENTING TO THE EXCLUSION OF CERTAIN REAL PROPERTY FROM THE BOUNDARIES OF BRIGHTON RIDGE METROPOLITAN DISTRICT NO. 1

WHEREAS, Section 32-1-204.5, Colorado Revised Statutes (“C.R.S.”), provides that no special district shall be organized if its boundaries are wholly contained within the boundaries of a municipality, except upon adoption of a resolution of approval of the governing body of such municipality; and

WHEREAS, pursuant to Section 32-1-204.5, C.R.S., on September 7, 2021, the City Council (the “City Council”) of the City of Brighton, Colorado (the “City”) adopted Resolution No. 2021-66 approving a service plan (the “Service Plan”) for Brighton Ridge Metropolitan District No. 1 (the “District”); and

WHEREAS, pursuant to Section IV.A.12. of the Service Plan, the District shall not exclude any property from its boundaries without the prior consent of the City Council, which consent shall be evidenced by resolution; and

WHEREAS, the District desires to exclude certain property, as more particularly described in “Exhibit A” attached hereto and incorporated herein by reference (the “Subject Property”), from its boundaries so that the Subject Property will not be subject to the imposition of any District mill levy; and

WHEREAS, the District has requested that the City Council consent to the exclusion of the Subject Property from the District’s boundaries.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO:

Section 1. The City Council hereby consents to the exclusion of the Subject Property, as set forth in **Exhibit A**, from the District’s boundaries.

Section 2. This Resolution shall be filed in the records of the City and a certified copy submitted to the District.

Section 3. This Resolution is effective as of the date of its adoption.

ADOPTED this 3<sup>rd</sup> day of May, 2022.

CITY OF BRIGHTON, COLORADO

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GREGORY MILLS, Mayor

ATTEST:

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NATALIE HOEL, City Clerk

APPROVED AS TO FORM:

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ALICIA CALDERÓN, City Attorney

EXHIBIT A

Legal Description of the Subject Property

**EXHIBIT "A"**

**BRIGHTON RIDGE PA 1 EXCLUSION DESCRIPTION**

A PARCEL OF LAND BEING A PORTION OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 2 SOUTH, RANGE 67 WEST OF THE 6<sup>TH</sup> PRINCIPAL MERIDIAN; COUNTY OF ADAMS, STATE OF COLORADO; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1, FROM WHICH THE NORTHEAST CORNER OF SAID SECTION 1 BEARS NORTH 89°46'49" EAST, A DISTANCE OF 1,319.02 FEET, WITH ALL BEARINGS HEREIN RELATIVE THERETO;

THENCE SOUTH 00°30'38" EAST, A DISTANCE OF 30.00 FEET TO THE **POINT OF BEGINNING**, BEING A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF EAST 120<sup>TH</sup> AVENUE;

THENCE NORTH 89°46'49" EAST, ALONG SAID SOUTHERLY RIGHT-OF-WAY, A DISTANCE OF 636.44 FEET;

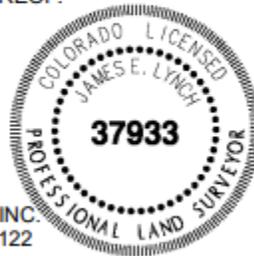
THENCE SOUTH 00°11'59" EAST, A DISTANCE OF 1,221.80 FEET;

THENCE SOUTH 89°28'55" WEST, A DISTANCE OF 629.81 FEET TO A POINT ON THE WEST LINE OF SAID NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1;

THENCE NORTH 00°30'38" WEST, ALONG SAID WEST LINE, A DISTANCE OF 1,225.10 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 17.782 ACRES, (774,590 SQUARE FEET), MORE OR LESS.

ILLUSTRATION ATTACHED AND MADE A PART HEREOF.



JAMES E. LYNCH, PLS NO. 37933  
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.  
300 E. MINERAL AVE., SUITE 1, LITTLETON, CO 80122  
303-713-1898

ILLUSTRATION TO EXHIBIT A

