

RESOLUTION NO: 2019-40

A RESOLUTION OF THE CITY COUNCIL OF BRIGHTON, COLORADO, FINDING SUBSTANTIAL COMPLIANCE OF AN ANNEXATION PETITION AND SETTING A PUBLIC HEARING FOR MAY 7, 2019, TO DETERMINE IF THE PROPOSED APPROXIMATE 34.97-ACRE PARCEL, TO BE KNOWN AS THE BRIGHTON LAKES-BAR DAIRY AND STARBUCK ANNEXATION, COMPLIES WITH STATUTORY REQUIREMENTS FOR SUCH ANNEXATION

WHEREAS, on August 27, 2018, pursuant to the laws of the State of Colorado, a Petition for Annexation to the City of Brighton (the "Petition") was presented to the City of Brighton; and

WHEREAS, the Petition requests the annexation of approximately 34.97 acres of contiguous unincorporated territory, situated, lying, and being in the County of Adams, State of Colorado (the "Property"), into the City of Brighton; and

WHEREAS, Michael Richardson (the "Applicant") submitted the Petition on behalf of Brighton Lakes, LLC, and Vintage Homes, LLC, owners of 100% of the Property (the "Owner"); and

WHEREAS, the City Council of the City of Brighton, Colorado, has reviewed the Petition, as presented by the Applicant, and has determined that the Petition is in substantial compliance with the applicable laws of the State of Colorado and with the City's requirements for an Annexation Petition; and

WHEREAS, the City Council desires to adopt, by resolution, its findings in regards to such Annexation Petition and to set a public hearing in regard to such petition.

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

Section 1. The Petition for Annexation is in substantial compliance with the applicable laws of the State of Colorado (Colorado Revised Statutes, Section 31-12-107 *et. seq.*, as amended).

Section 2. The City Council of the City of Brighton, Colorado, will hold a public hearing for the purpose of determining if the proposed annexation complies with Colorado Revised Statutes, Sections 31-12-104 and 31-12-105, as amended, at the following time, date, and place:

Tuesday, May 7, 2019, 7:00 p.m.
City Council Chambers
500 South 4th Avenue
Brighton, Colorado 80601

Any person may appear at such hearing and present evidence relative to the proposed annexation.

Section 3. Upon completion of the hearing, the City Council of the City of Brighton, Colorado, shall set forth, by resolution, its findings of fact and its conclusion based thereon with reference to the eligibility of the proposed annexation, whether the statutory requirements of the proposed annexation have been met, and whether or not an election for the annexation is required.

RESOLVED AND PASSED THIS 2ND DAY OF APRIL, 2019.

CITY OF BRIGHTON, COLORADO

Kenneth J. Kreutzer, Mayor

ATTEST:

Natalie Hoel, City Clerk

APPROVED AS TO FORM:

Jack D. Bajorek, City Attorney