

CITY OF GRAND JUNCTION, COLORADO

RESOLUTION NO. 32-99

**A RESOLUTION ACCEPTING PETITIONS FOR ANNEXATION, MAKING CERTAIN FINDINGS,
DETERMINING THAT PROPERTY KNOWN AS FRUITVALE MEADOWS
ANNEXATIONS NO. 1, NO. 2 AND NO. 3
ARE ELIGIBLE FOR ANNEXATION**

WHEREAS, on the 20th day of January, 1999, a petition was submitted to the City Council of the City of Grand Junction, Colorado, for annexation to said City of the following property situate in Mesa County, Colorado, and described as follows:

**PERIMETER BOUNDARY LEGAL DESCRIPTION
FRUITVALE MEADOWS ANNEXATION**

A serial annexation comprising:

Fruitvale Meadows Annexation No.1, Fruitvale Meadows Annexation No. 2 and Fruitvale Meadows Annexation No. 3

FRUITVALE MEADOWS ANNEXATION NO. 1

A parcel of land situate in the NE 1/4 of Section 17, Township 1 South, Range 1 East of the Ute Meridian, County of Mesa, State of Colorado, being more particularly described as follows:

Commencing at the NE corner of said Section 17; thence S 00°00'00" W along the east line of the NE 1/4 NE 1/4 of said Section 17 a distance of 30.07 feet to a point on the southerly right of way line for I-70B; thence N 90°00'00" W along the southerly right of way line for said I-70B a distance of 38.00 feet to the True Point of Beginning of the parcel described herein; thence S 00°00'00" W along a line 2.00 feet east of and parallel with the west right of way line for 30 Road a distance of 958.20 feet to a point; thence

S 89°57'20" E a distance of 38.00 feet to a point on the east line of said NE 1/4 NE 1/4 of said Section 17; thence S 00°00'00" W along the east line of said NE 1/4 NE 1/4 a distance of 330.40 to the northeast corner of the SE 1/4 NE 1/4 of said Section 17; thence S 00°00'59" E along the east line of said SE 1/4 NE 1/4 a distance of 1.00 feet to a point; thence N 89°59'25" W along a line 1.00 feet south of and parallel with the north line of said SE 1/4 NE 1/4 a distance of 29.00 feet to a point; thence S 00°00'59" E along a line 1.00 feet east of and parallel with the west right of way line for said 30 Road a distance of 1318.19 feet to a point on the south line of the SE 1/4 NE 1/4 of said Section 17; thence S 90°00'00" W along the south line of said SE 1/4 NE 1/4 a distance of 1.00 feet to a point on the west right of way line for said 30 Road; thence N 00°00'59" W along said west right of way line (said west right of way line being 30.00 feet west of and parallel with the east line of said SE 1/4 NE 1/4) a distance of 1319.19 feet to a point on the north line of said SE 1/4 NE 1/4; thence S 89°59'25" E along the north line of said SE 1/4 NE 1/4 a distance of 29.00 feet to a point; thence N 00°00'00" E along a line 1.00 feet west of and parallel with the east line of the NE 1/4 NE 1/4 of said Section 17 a distance of 329.40 feet to a point; thence N 89°57'20" W a distance of 38.00 feet to a point; thence N 00°00'00" E along a line 1.00 feet east of and parallel with the west right of way line for said 30 Road (said west right of way line being 40.00 feet west of and parallel with the east line of the NE 1/4 NE 1/4 of said Section 17) a distance of 959.20 feet to a point on the southerly right of way line for said I-70B; thence

N 90°00'00" E along said southerly right of way line a distance of 1.00 feet to the point of beginning, containing 0.061 acres more or less.

FRUITVALE MEADOWS ANNEXATION NO. 2

A parcel of land situate in the NE 1/4 of Section 17 and in Section 16 all in Township 1 South, Range 1 East of the Ute Meridian, Count of Mesa, State of Colorado, being more particularly described as follows:

Commencing at the northeast corner of Section 17, Township 1 South, Range 1 East; thence S 00°00'00" W along the east line of the NE 1/4 of said Section 17 a distance of 30.07 feet to a point on the southerly right of way line for I-70B; thence N 90°00'00" W along the southerly right of way line for said I-70B a distance of 37.00 feet to the True Point of Beginning of the parcel described herein; thence S 00°00'00" W along a line 3.00 feet east of and parallel with the west right of way line for 30 Road (said west right of way line being 40.00 feet west of and parallel with the east line of the NE 1/4 NE 1/4 of said Section 17) a distance of 957.20 feet to a point; thence S 89°57'20" E a distance of 38.00 feet to a point; thence S 00°00'00" W along a line 1.00 feet east of and parallel with the west line of the NW 1/4 NW 1/4 of Section 16, Township 1 South, Range 1 East a distance of 331.40 feet to a point; thence S 00°00'59" E along a line 1.00 feet east of and parallel with the west line of the SW 1/4 NW 1/4 of said Section 16 a distance of 2.00 feet to a point; thence N 89°59'25" W a distance of 29.00 feet to a point; thence S 00°00'59" E along a line 2.00 feet east of and parallel with the west right of way line for said 30 Road (said west right of way line being 30.00 feet west of and parallel with the east line of the SE 1/4 NE 1/4 of said Section 17) a distance of 1287.19 feet to a point; thence S 89°59'27" E a distance of 204.00 feet to a point; thence S 00°00'59" E a distance of 29.00 feet to a point; thence S 89°59'27" E along a line 1.00 feet north of and parallel with the south line of the SW 1/4 NW 1/4 of said Section 16 a distance of 1144.10 feet to a point, (whence the C-W 1/16 corner of said Section 16 bears S 00°00'35" W a distance of 1.00 feet); thence N 00°00'35" E along the west line of the SE 1/4 NW 1/4 of said Section 16 a distance of 32.00 feet to a point; thence crossing 30 1/4 Road and along the north right of way line for D 1/2 Road (said north right of way line being 33.00 feet north of and parallel with the south line of the SE 1/4 NW 1/4 of said Section 16) N 89°55'00" E a distance of 33.00 feet to the southwest corner of Replat of Victorian Manor Subdivision as found recorded in Plat Book 13 at Page 524 of the records of the Mesa County Clerk and Recorder; thence N 89°55'00" E along the north right of way line for said D 1/2 Road a distance of 297.32 feet to the southeast corner of said Replat of Victorian Manor Subdivision; thence S 00°00'39" W a distance of 3.00 feet to a point; thence N 89°55'00" E along the north right of way line for said D 1/2 Road (said north right of way line being 30.00 feet north of and parallel with the south line of said SE 1/4 NW 1/4) a distance of 229.81 feet to a point; thence leaving said north right of way line S 00°00'44" W a distance of 30.00 feet to a point on the south line of the SE 1/4 NW 1/4 of said Section 16; thence N 89°55'00" E along the south line of said SE 1/4 NW 1/4 a distance of 431.18 feet to a point; thence leaving said south line N 00°00'13" W a distance of 33.00 feet to the southwest corner of Davis Townhouses as found recorded in Plat Book 13 at Page 83 of the records of the Mesa County Clerk and Recorder; thence N 89°55'00" E along the north right of way line for said D 1/2 Road (said north right of way line being 33.00 feet north of and parallel with the south line of said SE 1/4 NW 1/4) a distance of 165.00 feet to the southeast corner of said Davis Townhouses; thence S 00°00'13" E a distance of 33.00 feet to a point on the south line of said SE 1/4 NW 1/4; thence N 89°55'00" E along the south line of said SE 1/4 NW 1/4 a distance of 164.85 feet to the C 1/4 corner of said Section 16; thence N 00°00'00" W along the west line of the SW 1/4 NE 1/4 of said Section 16 a distance of 33.00 feet to the southwest corner of Cherokee Village Subdivision as found recorded in Plat Book 12 at Page 362 of the records of said Mesa County Clerk and Recorder; thence N 89°54'23" E along the north right of way line for said D 1/2 Road (said north right of way line being 33.00 feet north of and parallel with the south line

of said SW 1/4 NE 1/4) a distance of 330.02 feet to the southeast corner of said Cherokee Village Subdivision; thence S 00°00'30" W a distance of 33.00 feet to a point on the south line of said SW 1/4 NE 1/4; thence N 89°54'23" E along the south line of said SW 1/4 NE 1/4 a distance of 165.00 feet to a point; thence N 00°00'30" W a distance of 33.00 feet to the southwest corner of Topaz Subdivision as found recorded in Plat Book 13 at Page 131 & 132 of the records of said Mesa County Clerk and Recorder; thence N 89°54'23" E along the north right of way line for said D 1/2 Road (said north right of way line being 33.00 feet north of and parallel with the south line of said SW 1/4 NE 1/4) a distance of 264.39 feet to the southwest corner of William Keith Subdivision as found recorded in Plat Book 13 at Page 442 of the records of said Mesa County Clerk and Recorder; thence N 89°54'23" E along the north right of way line for said D 1/2 Road a distance of 230.96 feet to the southwest corner of Orchard View Subdivision as found recorded in Plat Book 13 at Page 90 & 91 of the records of said Mesa County Clerk and Recorder; thence N 89°54'23" E along said north right of way line a distance of 329.84 feet to a point on the east line of the SW 1/4 NE 1/4 of said Section 16; thence N 00°02'43" E along said east line a distance of 786.01 feet to a point (whence the NE 1/16 corner of said Section 16 bears N 00°02'43" E a distance of 500.00 feet); thence N 89°52'05" E a distance of 278.72 feet to a point on the east line of a parcel of land found described in Book 2357 at Page 701 & 702 of the records of said Mesa County Clerk and Recorder; thence along the easterly boundary of said parcel of land the following 3 courses:

- 1) S 00°10'36" W a distance of 518.09 feet to a point;
- 2) N 89°30'37" W a distance of 86.00 feet to a point;
- 3) S 00°19'23" W a distance of 272.00 feet to the southeast corner of said parcel of land; thence S 00°19'23" W a distance of 30.00 feet to a point on the south line of the SE 1/4 NE 1/4 of said Section 16; thence S 89°54'23" W along said south line a distance of 190.07 feet to the CE 1/16 corner of said Section 16; thence S 00°00'23" W a distance of 30.00 feet to the northeast corner of Parkwood Estates Filing No. Three Subdivision as found recorded in Plat Book 12 at Page 468 & 469 of the records of said Mesa County Clerk and Recorder; thence S 89°54'23" W along the south right of way line for said D 1/2 Road (said south right of way line being 30.00 feet south of and parallel with the north line of the NW 1/4 SE 1/4 of said Section 16) a distance of 643.23 feet to the northwest corner of Lot 1, Block 9 of said Parkwood Estates Filing No. Three Subdivision; thence N 00°01'48" E a distance of 30.00 feet to a point on the north line of said NW 1/4 SE 1/4; thence S 89°54'23" W along said north line a distance of 164.97 feet to a point; thence S 00°01'48" W a distance of 30.00 feet to a point on the south right of way line for said D 1/2 Road; thence S 89°54'23" W along the south right of way line for said D 1/2 Road (said south right of way line being 30.00 feet south of and parallel with the north line of said NW 1/4 SE 1/4) a distance of 41.99 feet to the northeast corner of Parkwood Estates Subdivision as found recorded in Plat Book 12 at Page 285 of the records of said Mesa County Clerk and Recorder; thence S 89°54'23" W along said south right of way line a distance of 470.00 feet to the northwest corner of said Parkwood Estates Subdivision; thence N 00°01'48" E a distance of 29.00 feet to a point (whence the C 1/4 corner of said Section 16 bears N 00°01'48" E a distance of 1.00 feet); thence S 89°55'00" W along a line 1.00 feet south of and parallel with the north line of the NE 1/4 SW 1/4 of said Section 16 a distance of 164.85 feet to a point; thence S 00°00'13" E a distance of 29.00 feet to a point; thence S 89°55'00" W along the south right of way line for said D 1/2 Road (said south right of way line being 30.00 feet south of and parallel with the north line of said NE 1/4 SW 1/4) a distance of 165.00 feet to a point; thence leaving said south right of way line N 00°00'13" W a distance of 29.00 feet to a point; thence S 89°55'00" W along a line 1.00 feet south of and parallel with the north line of said NE 1/4 SW 1/4 a distance of 427.56 feet to a point; thence S 00°05'00" E a distance of 32.00 feet to the northeast corner of Cherokee Village West Subdivision as found recorded in Plat Book 13 at Page 193 & 194 of the records of said Mesa County Clerk and Recorder; thence S 89°55'00" W along the south right of way line for said D 1/2 Road (said south right of way line being 33.00 feet south of and parallel with the north line of said NE 1/4 SW 1/4) a distance of 563.82 feet to a point on the west line of the NE 1/4 SW 1/4 of said Section 16; thence N 00°02'48" E along said west line a distance of 33.00 feet to the CW 1/16 corner of said Section 16; thence N 89°59'27" W along the north line of the NW 1/4

SW 1/4 of said Section 16 a distance of 842.59 feet to a point; thence S 00°00'33" W a distance of 30.00 feet to the northeast corner of Farley-Swehla-Mead Amended Subdivision as found recorded in Plat Book 8 at Page 53 of said Mesa County Clerk and Recorder; thence N 89°59'27" W along the south right of way line for said D 1/2 Road (said south right of way line being 30.00 feet south of and parallel with the north line of the NW 1/4 SW 1/4 of said Section 16) a distance of 447.50 feet to the northwest corner of said Farley-Swehla-Mead Amended Subdivision; thence N 89°59'27" W a distance of 30.00 feet to a point on the west line of said NW 1/4 SW 1/4; thence N 00°00'33" E along the west line of said NW 1/4 SW 1/4 a distance of 30.00 feet to the W 1/4 corner of said Section 16; thence S 90°00'00" W along the south line of the SE 1/4 NE 1/4 of Section 17 a distance of 29.00 feet to a point; thence N 00°00'59" W along a line 1.00 feet east of and parallel with the west right of way line for said 30 Road a distance of 1318.19 feet to a point; thence S 89°59'25" E along a line 1.00 feet south of and parallel with the north line of said SE 1/4 NE 1/4 a distance of 29.00 feet to a point on the east line of said SE 1/4 NE 1/4; thence N00°00'59" W along said east line a distance of 1.00 feet to the N 1/16 corner of said Section 17; thence N 00°00'00" E along the east line of the NE 1/4 NE 1/4 of said Section 17 a distance of 330.40 feet to a point; thence N 89°57'20" W a distance of 38.00 feet to a point; thence N 00°00'00" W along a line 2.00 feet east of and parallel with the west right of way line for said 30 Road a distance of 958.20 feet to a point on the southerly right of way line for said I-70B; thence N 90°00'00" E along the southerly right of way line for said I-70B a distance of 1.00 feet to the point of beginning, containing 7.94 acres more or less.

FRUITVALE MEADOWS ANNEXATION NO. 3

A parcel of land situate in the SE 1/4 NE 1/4 of Section 16, Township 1 South, Range 1 East of the Ute Meridian, County of Mesa, State of Colorado, being more particularly described as follows:

Beginning at the NE 1/16 corner of said Section 16; thence N 89°52'05" E along the north line of the SE 1/4 NE 1/4 of said Section 16 a distance of 279.87 feet to the northeast corner of a parcel of land found described in Book 2357 at Page 701-702 of the records of the Mesa County Clerk and Recorder; thence

S 00°10'36" W along the east line of said parcel of land a distance of 500.01 feet to a point; thence S 89°52'05" W a distance of 278.72 feet to a point on the west line of said SE 1/4 NE 1/4; thence N 00°02'43" E along the west line of the SE 1/4 NE 1/4 of said Section 16 a distance of 500.00 feet to the point of beginning, containing 3.21 acres more or less.

WHEREAS, a hearing on the petition was duly held after proper notice on the 3rd day of March, 1999; and

WHEREAS, the Council has found and determined and does hereby find and determine that said petition is in substantial compliance with statutory requirements therefor; that one-sixth of the perimeter of the area proposed to be annexed is contiguous with the City; that a community of interest exists between the territory and the City; that the territory proposed to be annexed is urban or will be urbanized in the near future; that the said territory is integrated or is capable of being integrated with said City;

that no land held in identical ownership has been divided without the consent of the landowner; that no land held in identical ownership comprising more than twenty acres which, together with the buildings and improvements thereon, has an assessed valuation in excess of two hundred thousand dollars is included without the landowner's consent; and that no election is required under the Municipal Annexation Act of 1965.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION THAT:

The said territory is eligible for annexation to the City of Grand Junction, Colorado, and should be so annexed by Ordinance.

ADOPTED this 3rd day of March, 1999.

Attest:

/s/ Janet L. Terry
President of the Council

/s/ Stephanie Nye
City Clerk