

RESOLUTION NO. 19-06

A RESOLUTION APPROVING AND ACCEPTING THE IMPROVEMENTS CONNECTED WITH SANITARY SEWER IMPROVEMENT DISTRICT NO. SS- 47-05 AND GIVING NOTICE OF A PUBLIC HEARING

WHEREAS, the City Council of the City of Grand Junction, Colorado, has reported the completion of Sanitary Sewer Improvement District No. SS-47-05; and

WHEREAS, the City Council has caused to be prepared a statement showing the total assessable costs associated with Sanitary Sewer Improvement District No. SS-47-05 to be apportioned upon and levied against the real property comprising the District Lands which specifically benefit from the improvements associated with said District.

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

1. That the improvements connected with Sanitary Sewer Improvement District No. SS-47-05 be, and the same are hereby, approved and accepted; that the statement showing the total assessable costs associated with said District be, and the same is hereby, approved and accepted as the statement of the assessable costs of said Sanitary Sewer Improvement District No. SS-47-05.
2. That the costs connected with Sanitary Sewer Improvement District No. SS-47-05 be apportioned upon and levied against the real property comprising the District Lands.
3. That the City Clerk shall immediately advertise for three (3) days in the Daily Sentinel, a newspaper of general circulation published in said City, a Notice to the owners of the real estate to be assessed, and all persons interested generally without naming such owner or owners, which Notice shall be in substantially the form set forth in the attached "NOTICE", that said improvements have been completed and accepted, specifying the assessable cost of the improvements and the share to be apportioned to each lot or tract of land; that any complaints or objections that may be made in writing by such owners or persons shall be made to the City Council and filed with the City Clerk within thirty (30) days from the first publication of said Notice; that any objections may be heard and determined by the City Council at its first regular meeting after said thirty (30) days and before the passage of the ordinance assessing the cost of the improvements, all being in accordance with the terms and provisions of Chapter 28 of the Code of Ordinances of the City of Grand Junction, being Ordinance No. 178, as amended, and People's Ordinance No. 33.

PASSED and ADOPTED this 15th day of March, 2006.

/s/: Gregg Palmer
President of the Council Pro Tem

Attest:

/s/: Stephanie Tuin
City Clerk

NOTICE

NOTICE IS HEREBY GIVEN that a hearing is scheduled for April 19, 2006, at 7:00 p.m., to hear complaints or objections of the owners of the real estate hereinafter described, said real estate comprising the district of lands known as Sanitary Sewer Improvement District No. SS-47-05, and all persons interested therein, as follows:

That the City of Grand Junction has completed and the Grand Junction City Council has accepted the improvements connected with Sanitary Sewer Improvement District No. SS-47-05. Said District and improvements are authorized by and in accordance with the terms and provisions of City Resolution No. 148-05, passed and adopted by the Grand Junction City Council on the 7th day of September, 2005, whereby said City Council declared its intention to create said District, and by City Resolution No. 165-05, passed and adopted by the Grand Junction City Council on the 19th day of October, 2005, whereby the Grand Junction City Council created and established said District, all being in accordance with the terms and provisions of Chapter 28 of the Code of Ordinances of said City, being Ordinance No. 178, as amended.

That the whole cost of the improvements connected with said District and to be assessed against the District Lands, as hereinafter described, has been definitely ascertained and is in the sum of \$84,897.56. Said sum includes a one-time charge of six percent (6%) for costs of collection and other incidentals; that the part apportioned to and upon each lot or tract of land within said District and assessable for said improvements is hereinafter set forth; that payment may be made to the Finance Director of the city of Grand Junction at any time within thirty (30) days after the final publication of the assessing ordinance assessing the real estate in said District for the cost of said improvements; and that the owner(s) so paying shall be entitled to an allowance of six percent (6%) for costs of collection and other incidentals.

That any complaints or objections that may be made in writing by the said owner or owners of land within said District and assessable for said improvements, or by any person interested, may be made to the City Council and filed in the office of the City Clerk of said City within thirty (30) days from the first publication of this Notice; that any such complaints or objections will be heard and determined by the said City Council at a public hearing on Wednesday, April 19, 2006, at 7:00 p.m. in the City Council Chambers located at Grand Junction City Hall, 250 North 5th Street in Grand Junction, Colorado, at which time the said City Council will consider passage of a proposed ordinance to assess the cost of said improvements against the real estate in said District, and against the respective owners of said real estate, as by law provided.

That the sum of \$84,897.56 for improvements connected with Sanitary Sewer Improvement District No. SS-47-05 is to be apportioned against the real estate in said District and against the owners respectively as by law provided in the following proportions and amounts severally, as follows, to wit:

| TAX SCHEDULE NO. | LEGAL DESCRIPTION | ASSESSMENT |
|------------------|---|------------|
| 2945-034-00-076 | Beginning at a point 200 feet South of the Northeast corner of the SE1/4 of Section 3, T1S, R1W, of the Ute Meridian; thence West 435.6 feet; thence South 100 feet; thence East 435.6 feet; thence North 100 feet to the point of beginning, City of Grand Junction. | \$7,717.96 |
| 2945-034-00-077 | Beginning 400 feet South and 247.8 feet West of the NE corner of the NE1/4SE1/4 Section 3, T1S, R1W, of the Ute Meridian; thence West 187.8 feet; thence North 200 feet; thence West to the northerly right-of-way of the Grand Valley canal; thence southeasterly along the said northerly right-of-way to a point due South of the point of beginning; thence North to the beginning, City of Grand Junction | \$7,717.96 |
| 2945-034-00-078 | Beginning at a point 300 feet South of the Northeast corner of the NE1/4SE1/4 of Section 3 in Township 1 South, Range 1 West of the Ute Meridian; thence West 435.6 feet; thence South 100 feet; thence East 435.6 feet; thence North 100 feet to the point of beginning; EXCEPT a tract of land as described in Quit Claim Deed recorded in Book 955 on Page 544 of the Mesa County records, City of Grand Junction | \$7,717.96 |
| 2945-034-00-097 | Beginning at a point 400 feet South of the Northeast Corner of the NE 1/4 SE 1/4 of Section 3, Township 1 South, Range 1 West of the Ute Meridian; thence west 247.8 feet; thence South to the North bank of the Grand Valley Irrigation Company Canal; thence in an Easterly direction along the said North bank of the Grand Valley Irrigation Company Canal to a point South of the point of beginning; thence North to the Point of Beginning, City of Grand Junction | \$7,717.96 |
| 2945-034-00-165 | Beginning 100 feet South of the E1/4 corner of Section 3, Township 1 South, Range 1 West of the Ute Meridian; thence West 230 feet; thence South 60 feet; thence West 511.9 feet; thence South | \$7,717.96 |

| | | |
|-----------------|---|------------|
| | <p>42°16' East 52.24 feet; thence East 705.6 feet; thence North 100 feet to the point of beginning. EXCEPT the East 30 feet thereof for road right-of-way; AND Beginning 100.00 feet South and 230.00 feet West of the E1/4 corner of said Section 3; thence South 90°00'00" West 12.44 feet; thence South 05°35'48" East 59.62 feet; thence North 89°54'45" West 43.76 feet; thence South 01°42'01" East 0.73 feet; thence South 90°00'00" East 50.36 feet; thence North 00°00'00" West 60.00 feet to the point of beginning. EXCEPT Beginning 160.00 feet South and 280.36 feet West of the E1/4 corner of said Section 3; thence South 01°42'01" East 5.86 feet thence South 89°13'19" West 82.47 feet thence North 03°30'03" West 6.99 feet; thence North 90°00'00" East 82.72 feet to the point of beginning. City of Grand Junction</p> | |
| 2945-023-00-007 | <p>All that part of the Northeast Quarter of the Northwest Quarter of the Southwest Quarter of Section Two (2) in Township One (1) South, Range One (1) West of the Ute Meridian, lying North of the Right of Way of the canal of The Grand Valley Irrigation Company; EXCEPT the East 5 feet thereof; AND ALSO EXCEPT the North 35 feet thereof; AND ALSO EXCEPT Beginning at a point 35 feet South 00°01' West and 5 feet South 89°50' West from the Northeast Corner of the Northwest Quarter of the Southwest Quarter of said Section 2; thence South 0°01' West parallel to the East line of the Northwest Quarter of the Southwest Quarter of said Section 2, 432.66 feet to the canal; thence along the canal North 73°23' West 75.21 feet; thence North 53°13' West 40.81 feet, thence North 00°01' East 386.41 feet; thence South 89°50' East parallel to the North line of the Southwest Quarter of said Section 2, 104.80 feet to the point of beginning, City of Grand Junction</p> | \$7,717.96 |
| 2945-023-00-008 | <p>Beginning at a point 2421 feet North and 217.8 feet East of the Southwest corner of Section 2, Township 1 South, Range 1 West of the Ute Meridian; thence North 200 Feet; thence East 217.8 feet; thence South 200 feet; thence West 217.8 feet to the point of beginning, City of Grand Junction</p> | \$7,717.96 |
| 2945-023-00-011 | <p>Beginning at a point 1988.4 feet North of the Southwest Corner of Section 2, Township 1 South,</p> | \$7,717.96 |

| | | |
|-----------------|---|------------|
| | Range 1 West, Ute Meridian; thence North 210 feet; thence East 313 feet; thence South 107.8 feet; thence South 71°54' West 329.3 feet to the point of beginning, City of Grand Junction | |
| 2945-023-00-044 | Beginning 2198.4 feet North of the SW corner Section 2, T1S, R1W, of the Ute Meridian; thence North 222.6 feet; thence East 195.69 feet; thence South 222.6 feet; thence West to the point of beginning, City of Grand Junction | \$7,717.96 |
| 2945-023-20-001 | Lot 1 Knoll Ridge Subdivision TOGETHER WITH that portion of a vacated road as described in Book 2651, Page 809 in the Mesa County records, City of Grand Junction | \$7,717.96 |
| 2945-023-20-002 | Lot 2, Knoll Ridge Subdivision, City of Grand Junction | \$7,717.96 |

By the order of the City Council March 15, 2006.

/s/: Stephanie Tuin, MMC
City Clerk