

ORDINANCE NO. 648-09

**AN ORDINANCE ANNEXING TO THE TOWN OF FOWLER,
COLORADO, PARCELS OF LAND DESCRIBED IN THE ATTACHED
EXHIBIT "A".**

WHEREAS, a petition has been filed with the Town Clerk of the Town of Fowler, Colorado, for the annexation to the Town of Fowler, Colorado, the real estate described in this Ordinance; and

WHEREAS, said territory is eligible for annexation under the provisions of Colorado Revised Statutes 2008, Chapter 13, Article 12, and said petition and documents and maps thereto attached comply with the requirements of Colorado Revised Statutes 2008, 31-12-104, and 31-12-105, and 31-12-107; and

WHEREAS, one hundred percent of the owners of the property have petitioned for annexation, and that therefor no annexation election is required.

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

Section 1. All proceedings for the annexation to the Town of Fowler, Colorado, of the lands hereinafter described are approved.

Section 2. One hundred percent of the property owners have petitioned for annexation of the property.

Section 3. There is hereby annexed to the Town of Fowler, Colorado, real estate located in Otero County, Colorado, described as follows, to-wit:

SEE ATTACHED EXHIBIT "A"

Section 4. The Town Clerk of the Town of Fowler, is hereby directed, upon final passage and approval of this Ordinance to keep on file in her office a map or plat of said territory and to file two certified copies of the Ordinance; one copy to be retained by the Clerk and Recorder of Otero County, Colorado, and the other copy to be filed with the Division of Local Government of the Department of Local Affairs.

Section 5. The property annexed shall be zoned D Business and Commercial District.

The Board of Trustees of the Town of Fowler hereby finds and declares that an emergency exists, that the public health, welfare and safety requires that Ordinance shall become effective immediately after its final adoption and publication.

INTRODUCED, READ IN FULL, PASSED, ADOPTED AND ORDERED
PUBLISHED THIS 26th DAY OF May, 2009.

Ray Wards
Mayor

ATTEST:

Shawn Pagnotta
Town Clerk

EXHIBIT "A"

ANNEXATION DESCRIPTION

A tract of land for annexation purposes lying in the SE ¼ SW ¼ of Sec. 16, T.22S., R. 59W. of the 6th P.M., being more particularly described as follows:

Beginning at the Southeast corner of Lot 1, Stiffler Addition #3 to the Town of Fowler; thence N.0°14'19"E., 456.50 feet to the Northeast corner of said Lot 1; thence N. 88°25'58"E., 831.87 feet; thence along a curve to the right whose radius is 1392.50 feet, an arc length of 195.00 feet to a point on the East Right-of-Way line of County Road 3.5; thence S.0°16'33"W., along said county road line, a distance of 470.33 feet; thence S.89°47'11"W., 694.28 feet; thence N.89°38'49"W., 331.59 feet to the point of beginning. In the county of Otero, State of Colorado.

The tract contains 11.08 Acres.