

RESOLUTION NO. 799-11

A RESOLUTION APPROVING A SUBDIVISION WITHIN THE TOWN OF FOWLER

WHEREAS, the Fowler Municipal Code section 16.04.030 and C.R.S. section 31-23-215(2) provide that the Board of Trustees must consider approval of a subdivision following action by the Planning Commission conducting a public hearing and approving a final plat; and

WHEREAS, the town of Fowler Planning Commission conducted a public hearing on this subdivision and received no testimony or evidence opposing the subdivision; and

WHEREAS, immediately following the public hearing the Planning Commission approved the final plat and recommended the same to the town of Fowler Board of Trustees for approval; and

WHEREAS, the Board of Trustees has reviewed the final plat and the town of Fowler Planning Commission's recommendation

NOW THEREFORE, BE IT RESOLVED BY THE TOWN OF FOWLER BOARD OF TRUSTEES as follows:

1. The Board of Trustees takes notice of the public hearing conducted by the Fowler Planning Commission and the recommendation of the Planning Commission.
2. The property being subdivided is owned by David Cummings and Netta Cummings of 33788 Rd. 3.5, Town of Fowler, Colorado.
3. The property being sub-divided is described as:

A tract of land 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 and considering the East line of said Lot 1 as bearing N.0°14'19"E., with all other bearings contained herein being relative thereto; thence N.48°34'00"E., 360.28 feet to the TRUE POINT OF BEGINNING; thence N.0°29'05"E., 225.48 feet to a point on the Southerly Right-of-Way line of U.S. Highway No. 50; thence along said highway line, N.88°25'58"E., 561.66 feet; thence along said highway line through a curve to the right whose radius is 1392.47 feet, an arc length of 134.77 feet to a point on the West Right-of Way

line of County Road 3.5; thence along said county road line, S.0°16'33"W., 230.88 feet; thence S.89°47'11"W., 507.88 feet; thence S.88°26'00"W., 189.12 feet to the True Point of Beginning. EXCEPTING from the herein described tract any portions conveyed to the Town of Fowler for Roadway Dedication according to document recorded at Reception No. 624795. In the County of Otero, State of Colorado.

The tract contains 2.738 Acres.

4. The town of Fowler Board of Trustees hereby approved the subdivision as set forth in the final plat.
5. The town clerk is instructed to file the final subdivision plat with the county of Otero.

ADOPTED AND APPROVED this 15th day of September 2011.

Patrick Christensen
Mayor Town of Fowler

ATTEST:

Shawn Pagnotta
Town Clerk, Town of Fowler