TOWN OF EATON, COLORADO

**ORDINANCE NO. 582**

**APPROVAL OF AGRICULTURAL (A-1) ZONING OF THE PROPERTY KNOWN AS THE FAGERBERG ANNEXATION LOCATED IN THE SOUTH HALF OF SECTION 6, TOWNSHIP 6 NORTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, IN THE COUNTY OF WELD, STATE OF COLORADO, AND CONTAINING APPROXIMATELY ONE HUNDRED FIFTY SIX AND ELEVEN HUNDREDTHS (156.11+/) ACRES.**

 **WHEREAS,** the Town Board of the Town of Eaton, Colorado approved annexation of a certain parcel of land situated in the South Half of Section 6, Township 6 North, Range 65 West of the 6th P.M., County of Weld, State of Colorado, containing approximately 156.11 acres, being more particularly described on Exhibit A, which is attached hereto and incorporated herein by this reference; and

 **WHEREAS,** pursuant to state law, the Town Board upon annexation must zone the property within ninety (90) days; and

 **WHEREAS,** the Town Board held a public hearing on January 19, 2017, to determine appropriate zoning for the property and, based on the evidence received at the hearing, finds that the requested zoning of the subject property to Agricultural (A-1) is consistent with the desires of the Town and conforms to the Town’s Comprehensive Plan.

 **NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF EATON, COLORADO, THAT:**

 **Section 1.** Zoning of the property known as the Fagerberg Annexation, situated in the South Half of Section 6, Township 6 North, Range 65 West of the 6th P.M., County of Weld, State of Colorado, containing approximately 156.11 acres, and being more particularly described on Exhibit A, shall hereby be designated as zoned Agricultural (A-1).

 **Section 2.** The Town Clerk is authorized and directed to file this Ordinance with the real estate records of the Weld County Clerk and Recorder and publish this ordinance as required by state law.

PASSED AND APPROVED on first reading at a regular meeting of the Town Board of the Town of Eaton on this 16th day of November, 2017.

 **TOWN OF EATON, COLORADO**

**ATTEST:**

By:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ By:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Erika C. Bagley, Town Clerk Kevin Ross, Mayor

**PASSED, APPROVED, AND ADOPTED** on Second Reading this 21st day of December, 2017.

 **TOWN OF EATON, COLORADO**

**ATTEST:**

By:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ By:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Erika C. Bagley, Town Clerk Kevin Ross, Mayor

EXHIBIT A

A portion of the South Half of Section 6, Township 6 North, Range 65 West of the 6th P.M., County of Weld, State of Colorado, being more particularly described as follows;

Considering the South line of the Southwest Quarter of said Section 6 as assumed to bear South 88°59’53” East and with all bearings contained herein relative thereto;

Beginning at the Southwest corner of said Section 6; thence along the South line of the South Half of Section 6 South 88°59’53” East 30.01 feet; thence North 00°38’35” West 30.01 feet to a point of intersection of the North Right of Way line of the Weld County Road 72 and the East Right of Way line of Weld County Road 37, said point being the TRUE POINT OF BEGINNING; thence along the East Right of Way line of said Weld County Road 37 North 00°38’35” West 2143.26 feet; thence departing said East Right of Way line South 88°48’30” East 229.12 feet; thence North 00°38’35” West 475.24 feet to a point on the North Line on the South Half of Section 6; thence along said North line South 88°48’30” East 2193.79 feet to a point on the West Right of Way line of State Highway 85; said point being on a curve concave to the West, having a central angle of 06°30’02” and a radius of 5529.58 feet, the long chord of which bears South 12°03’18” East 627.02 feet; thence Southeasterly along the arc of said curve 627.35 feet; thence tangent from said curve South 08°48’17” East 2030.21 feet to a point on the North Right of Way line of Weld County Road 72; thence along said North Right of Way line North 88°31’23” West 234.35 feet; thence North 88°59’53” West 2600.83 feet to the TRUE POINT OF BEGINNING.

Said description contains 156.11 acres, more or less, and is subject to all existing easements and or rights of way of record.