

**TOWN OF OPHIR
RESOLUTION NO. 2002-3**

FINDING A PORTION OF THE OPHIR MILLSITE ELIGIBLE FOR ANNEXATION

WHEREAS Glen Pauls has submitted a Petition for Annexation to annex a portion of the Ophir Millsite; and,

WHEREAS the Town of Ophir passed Resolution 2002-1 Initiating Annexation Proceedings setting a public hearing date for February 19th, 2002, and caused notice of such public hearing to be published 4 consecutive weeks as required by C.R.S. §31-12-108; and,

WHEREAS the Ophir General Assembly conducted a public hearing on February 19th, 2002, and considered all comments given at such hearing;

NOW THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR the following:

The General Assembly hereby makes the following findings regarding the subject property petitioning for annexation:

1. The subject property is 1/6 contiguous with the Ophir Town boundary and is therefore eligible for annexation pursuant to C.R.S. §31-12-104(1)(a).
2. A community of interest exists between the subject property petitioning for annexation and the Town of Ophir pursuant to C.R.S. §31-12-104(1)(b).
3. The requirements of C.R.S. §§ 31-12-104 and 31-12-105 have been met.
4. No election is required pursuant to C.R.S. §31-12-107(2).
5. The General Assembly shall review the proposed zoning and development rights of the subject property as a condition to considering an annexation ordinance.

READ, MOVED AND APPROVED ON THE 19TH DAY OF FEBRUARY, 2002.

TOWN OF OPHIR, COLORADO

BY: _____

David Glynn, Mayor

ATTEST: _____

Lawrence Van Hoey, Town Clerk

APPROVED AS TO FORM:

Eric James Heil, Town Attorney