

TOWN OF LYONS, COLORADO
RESOLUTION NO. 2017-49

**A RESOLUTION SETTING FORTH CERTAIN FINDINGS OF FACT AND
CONCLUSIONS AS TO THE ANNEXATION OF CERTAIN PROPERTY
KNOWN AS THE PLANET BLUEGRASS FARM ANNEXATION**

WHEREAS, the Board of Trustees of the Town of Lyons, Colorado has received a petition for annexation and annexation map of certain real property more fully described in said petition (the "Property"), said petition and map having heretofore been filed with the Town Clerk of the Town of Lyons, State of Colorado (together, the "Petition"); and

WHEREAS, the Board of Trustees held a duly noticed public hearing on May 1, 2017 to consider the Petition; and

WHEREAS, in conformance with § 31-12-110 of the Municipal Annexation Act of 1965, as amended, the Board of Trustees has examined the Petition and related filings and wishes to make certain findings of fact as more fully set forth herein.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF
THE TOWN OF LYONS, THAT:**

Section 1. The above findings and recitals are incorporated herein as findings and determinations of the Board of Trustees.

Section 2. The Board of Trustees further finds as follows:

- That the Property meets the requirements of Section 30(1)(b) of Article II of the Colorado Constitution and C.R.S. §§ 31-12-104 and 31-12-105, and is eligible for annexation to the Town of Lyons;
- That an election is not required under the applicable requirements of Section 30(1)(a) of Article II of the Colorado Constitution and C.R.S. § 31-12-107(2); and
- That no additional terms or conditions are imposed which would require an election under C.R.S. § 31-12-112(1). Specifically, the Board of Trustees finds that there are no additional terms and conditions imposed on the proposed annexation of the Property to the Town.

Section 3. This resolution shall be effective immediately upon approval by the Board of Trustees.

ADOPTED THIS ____ DAY OF MAY, 2017.

TOWN OF LYONS, COLORADO

By: _____
Connie Sullivan, Mayor

ATTEST:

Deb Anthony, Town Clerk