

PALMER LAKE, COLORADO

ORDINANCE NO. 20-2023

AN ORDINANCE DISCONNECTING CERTAIN REAL PROPERTY WITHIN THE COLD WATER SUBDIVISION FROM THE TOWN OF PALMER LAKE

WHEREAS, the Board of Trustees of the Town of Palmer Lake, Colorado, pursuant to Colorado statute and the Town of Palmer Lake Municipal Code, is vested with the authority of administering the affairs of the Town of Palmer Lake, Colorado; and

WHEREAS, the owner of real property, more particularly described in the attached Exhibit A, (hereinafter, "Property") located within the Town has requested the disconnection, also sometimes called de-annexation, from the Town of Palmer Lake; and

WHEREAS, the Owner has provided notices pursuant to C.R.S. §31-12-501, *et seq.* and, to the knowledge of the Town, no requests for a meeting has been received by the Town from the County or any of the special districts involved; and

WHEREAS, the Board of Trustees has determined that the best interests of the Town will not be prejudiced by the disconnection of the Property.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE, COLORADO, THAT:

Section 1.

The Board of Trustees is of the opinion that the best interests of the municipality will not be prejudiced by the disconnection of the Property, as described in Exhibit A attached hereto and incorporated herein by reference, from the Town. Therefore, the Property is hereby disconnected from the Town.

Section 2.

Town Staff are hereby authorized and directed to take any and all necessary steps to effectuate the disconnection. To the extent the Mayor is needed to effectuate the disconnection, the Mayor is hereby authorized to take any and all necessary steps to effectuate the disconnection.

Section 3.

Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Board hereby declares that it would have passed this ordinance and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 4.

Repeal. Existing ordinances or parts of ordinances covering the same matters embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this ordinance.

INTRODUCED, READ AND PASSED AT A FIRST READING AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE ON THIS 14TH DAY OF SEPTEMBER, 2023.

ATTEST:

TOWN OF PALMER LAKE, COLORADO



Dawn A. Collins
Town Administrator/Clerk

BY: 

Grant Havenar
Mayor

Legal Description: 7109013006

THAT PT LOT 2 COLD WATER SUB AMEND. NO 1 DESC AS FOLS: COM AT SW COR LOT 1 SD SUB,
TH N 89<56'11" E 131.21 FT TO POB, TH CONT ELY 101.26 FT N 29<00'26" E 172.89 FT, N 01<09'16'
W 49.78 FT, S 23<52'34" W 101.73 FT, S 52<54'26" W 179.17 FT TO POB