

**ORDINANCE 2024-03**

**AN ORDINANCE ANNEXING APPROXIMATELY 14.52 ACRES OF PROPERTY LOCATED AT 1873 K ROAD INTO THE CITY OF FRUITA**

**WHEREAS**, the Fruita City Council finds that it is necessary to annex certain real property contiguous to the City of Fruita in order to:

1. Promote the public health, safety, and welfare of the community;
2. Insure efficient provision of municipal services and fair and equitable distribution of cost amongst those who use services provided by the community; and,
3. Provide for orderly growth of the community; and,

**WHEREAS**, the City Council adopted a Resolution finding that the real property described and shown on Exhibit A is eligible for annexation pursuant to C.R.S. 31-12-104 and 105, stating their intent to annex same and initiating the annexation procedures.

**NOW THEREFORE, BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRUITA COLORADO AS FOLLOWS:**

**Section 1:** The Fruita City Council, having reviewed a properly constituted petition of all the owners of real property in the area proposed for annexation, hereby annexes the property as described and shown in Exhibit A, and the Fruita City limits are hereby modified to reflect said annexation.

**Section 2:** Conditions of said annexation include:

1. Dedication of a 14-foot multipurpose easement adjacent to all the right of way adjoining the subject property.
2. Dedication of an additional 5 feet of right-of-way along Ottley Avenue (K Road).
3. Legal Description of Ottley Avenue adjacent to the subject property.

**PASSED AND ADOPTED BY THE FRUITA CITY COUNCIL, THIS  
16<sup>th</sup> DAY OF JANUARY 2024.**

ATTEST:

City of Fruita:

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Margaret Sell, City Clerk

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Joel Kincaid, Mayor