



# Town of Johnstown

## TOWN COUNCIL AGENDA COMMUNICATIONS

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**AGENDA DATE:** November 2, 2020

**SUBJECT:** Ordinance 2020-184 regarding the Podtburg Annexation Nos 1-5  
(Case #ANX20-0001)

**ACTION PROPOSED:** Hold Public Hearing and Consider Ordinance 2020-184 on First Reading - Annexing certain unincorporated lands located in Weld County, known as the Podtburg Annexation Nos. 1-5, containing approximately 462.35 acres

**ATTACHMENTS:**

- 1 – Ordinance 2020-184
- 2 – Petition
- 3 – Vicinity Map
- 4 – Annexation Nos 1-5 Maps
- 5 – PZC Agenda Memorandum – Annexation and Zoning

**PRESENTED BY:** Kim Meyer, Planning & Development Director

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### AGENDA ITEM DESCRIPTION:

The Planning & Zoning Commission (PZC) held a public hearing on October 14, 2020, to consider the Podtburg Annexation Nos 1-5, a serial annexation of approximately 462.35 acres, extending south from CR 46 and Colorado Blvd (CR 13), encompassing the CR 13 right-of-way, to CR 44 where the bulk of the proposed annexed lands sit to the north and south of CR 44, and west of CR 13. (See Attachment 3) The only public comment was received by Staff via phone from an adjacent land owner with no objections; no public appeared at the hearing. Based upon the materials submitted, analysis, and findings, the PZC approved a motion (4-0) to recommend to Town Council approval of the annexation request.

This proposed annexation is presented as a series of five annexations, each meeting the eligibility and contiguity requirements of CRS 31-104 and 105, based upon the prior annexation map in the series, and totaling 462.35 acres. (See Attachment 4)

The Planning & Zoning Commission Agenda Memorandum attached (See Attachment 5) provides background and historical use of the property. The property is currently utilized primarily as the Podtburg Dairy Farm. The memo also describes notification and a remote Neighborhood Meeting held on September 29, 2020.

This petition and application for annexation is accompanied by companion requests for zoning to PUD-MU (Planned Unit Development – Mixed Use) for a mix of residential densities, a golf course, and small pockets of commercial; as well as an Annexation and Development Agreement.

### LEGAL ADVICE:

Ordinance was prepared by the Town Attorney.

*The Community That Cares*

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**FINANCIAL ADVICE:**

NA

**RECOMMENDED ACTION:**

Approve Ordinance 2020-184 Annexing the 462.35-acre Podtburg Annexation Nos. 1-5. on First Reading.

**SUGGESTED MOTIONS:**

**For Approval**

I move that the Town Council approve Ordinance 2020-184 Annexing 462.35-acres known as the Podtburg Annexation Nos. 1-5. on First Reading.

**For Denial**

I move that the Town Council deny Ordinance 2020-184 regarding Annexation of the 462.35-acres known as the Podtburg Annexation Nos. 1-5.

*Reviewed and Approved for Presentation,*

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Town Manager