

**RESOLUTION NO. 5
SERIES 2009**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, FINDING THAT THE AMENDED ANNEXATION PETITION FILED BY GUNNISON VALLEY PARTNERS, LLC, L. RICHARD AND DONNA R. BRATTON, AND GUNNISON GATEWAY, LLC, FOR THE ANNEXATION OF 639.529 ACRES, MORE OR LESS, OF LAND ADJACENT TO THE BOUNDARIES OF THE CITY OF GUNNISON IS IN SUBSTANTIAL COMPLIANCE WITH THE REQUIREMENTS OF STATE LAW; AND SETTING A PUBLIC HEARING UPON SAID PETITION FOR ANNEXATION.

WHEREAS, on January 15, 2009, Gunnison Valley Partners, LLC, a Colorado limited liability company, L. Richard and Donna R. Bratton, as individuals, and Gunnison Gateway, LLC, a Colorado limited liability company, submitted an amended petition to annex 639.529 acres, more or less, of land adjacent to the boundaries of the City of Gunnison; and

WHEREAS, the statutory procedures for annexation to municipalities are found at C.R.S. §31-12-101, et. seq.; and

WHEREAS, the City Council of the City of Gunnison has reviewed said petition;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, THAT:

Section 1. The City Council hereby finds that the amended petition for annexation of 639.529 acres, more or less, of land lying adjacent to the boundaries of the City of Gunnison as submitted by Gunnison Valley Partners, LLC, L. Richard and Donna R. Bratton, and Gunnison Gateway, LLC, on January 15, 2009, is in substantial compliance with the requirements of §31-12-107, C.R.S.

Section 2. The City Council shall hold a public hearing on such amended petition for annexation on Tuesday, March 31, 2009, at 7:00 o'clock p.m. at the Fred R. Field Western Heritage Center, 275 S. Spruce Street, Gunnison, Colorado.

Section 3. The City Clerk is hereby authorized and directed to publish notice of the public hearing and to mail notice of the public hearing in accordance with the requirements of §31-12-108(2), C.R.S.

INTRODUCED, READ, PASSED, AND ADOPTED at a regular meeting of the City Council of the City of Gunnison, Colorado, held this 10th day of February, 2009.

Mayor

(SEAL)

City Clerk

**NOTICE OF PUBLIC HEARING UPON
AMENDED ANNEXATION PETITION**

The City Council of the City of Gunnison, Colorado, shall hold a public hearing on the 31st day of March, 2009, at 7:00 P.M. at the Fred R. Field Western Heritage Center, 275 S. Spruce Street, Gunnison, Colorado, upon the amended annexation petition set forth below and incorporated herein by this reference, for the purpose of determining and finding whether the area proposed to be annexed in said amended petition meets the applicable requirements of §31-12-105, Colorado Revised Statutes, and is considered eligible for annexation.

Gail A. Davidson, City Clerk
City of Gunnison, Colorado