

**Town of Erie
Ordinance No. 36-2021**

**An Ordinance of the Board of Trustees of the Town of Erie
Disconnecting a Parcel of Land Located at the Intersection of
Baseline Road and County Line Road**

Whereas the Town owns the real property more particularly described in **Exhibit A**, attached hereto and incorporated herein by this reference (the "Property");

Whereas, the City of Lafayette (the "City") and the Town are parties to an intergovernmental agreement, dated June 4, 2019, regarding the planning for and regulating of land uses as to certain areas surrounding their respective jurisdictions, the sharing of revenue, and the resolution of formal legal proceedings dealing with their respective authority to regulate development activities affective their respective citizens (the "Global Settlement IGA");

Whereas, as part of the Global Settlement IGA, the Parties agreed to cooperate with one another to disconnect a portion of East County Line Road, a public right-of-way currently within Erie's jurisdictional boundaries, and to annex that portion of East County Line Road to Lafayette; and

Whereas the Town wishes to disconnect the Property from the Town.

Now Therefore be it Ordained by the Board of Trustees of The Town of Erie, Colorado, that:

Section 1. The Property is hereby disconnected from the Town.

Section 2. Upon the effective date of this Ordinance all lands within the area disconnected from the Town shall no longer be subject to the municipal laws of the State of Colorado pertaining to towns, or to any ordinance, resolution, rule or regulation of the Town.

Section 3. The Town Clerk shall file for recording, two certified copies of this Disconnection Ordinance and two copies of the Disconnection Map with the Clerk and Recorder of the County of Boulder, State of Colorado.

Section 4. One copy of the Disconnection Ordinance and Disconnection Map showing the boundaries of the disconnected territory, as more particularly described in **Exhibit A**, shall be kept on file in the office of the Town Clerk of the Town of Erie.

Section 5. The Town Clerk shall file one certified copy of the Disconnection Ordinance and one certified copy of the Disconnection Map with the Division of Local Governments of the Department of Local Affairs.

Section 6. Severability. If 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 Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one, or part, or parts be declared unconstitutional or invalid.

Section 7. Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

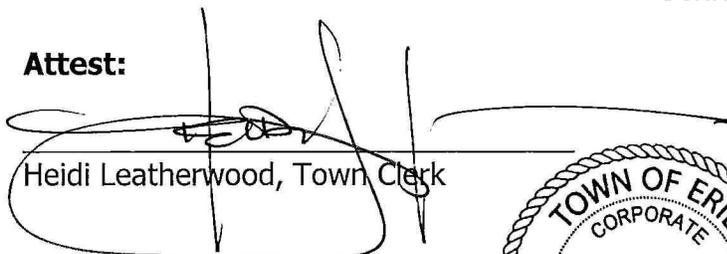
Section 8. Effective Date. This Ordinance shall take effect 30 days after publication following adoption.

Introduced, read, passed and ordered published this 14th day of December, 2021.



Jennifer Carroll, Mayor

Attest:



Heidi Leatherwood, Town Clerk



Exhibit A

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Parcel Description

All that portion of that parcel annexed to the Town of Erie by Ordinance No. 38 Series 2016 filed February 3, 2017 at Reception Number 3573292 and as shown on the Erie Gateway South Annexation No. 6 to the Town of Erie Annexation Map filed February 3, 2017 at Reception Number 3573293 in the south half quarter of the southeast quarter of Section 36, Township 1 North, Range 69 West, Boulder County, Colorado;

Excepting therefrom any portion in that BNSF Parcel 2 Rev-2 Quit Claimed to OEO, LLC filed September 21, 2017 at Reception No. 3616070.



Prepared by Joel T. Vogt
For and on behalf of Topographic Land Surveyors
520 Stacy Ct. Ste B, Lafayette, CO 80026

Exhibit A

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