

PUBLIC HEARING
January 24, 2022 at 5:00 p.m.

ANNEXATION INTO TOWN OF DEL NORTE

USDA Forest Service, Rio Grande National Forest
13308 West Hwy 160, Del Norte, Colorado 81132 and
Robert G. and Karen J. Willis
13398 West Highway 160
Del Norte, Co 81132

Hearing Officer: Eugene Farish, Attorney at Law

The Board of Trustees of the Town of Del Norte, Rio Grande County, State of Colorado, met in the Town Board Room, 140 Spruce Street, Del Norte, Colorado at the hour of 5:00 p.m. on Monday, January 24, 2022, for Public Hearing for annexation.

There being present at the call of roll the following persons: Town Board present: Trustee Louie Velasquez, Trustee Shelly Burnett, Trustee Leigh Anne Lobato, Mayor Pro Bob Muncy, Trustee Joe Archuleta with Mayor Chris Trujillo, and Trustee Laura Anzalone absent. Mayor Pro tem declared a quorum present.

Public Hearing turned over to Hearing Officer Attorney Eugene Farish.

Mayor Chris Trujillo joined the meeting.
State of Purpose on Hearing

The Town of Del Norte received a petition from Martha Williams with the USDA Forest Service, Rio Grande National Forest to annex into the Town of Del Norte, and have the water utilities services to the building. In the same timeline a petition was also received by Robert and Karen Willis whose property is in the area of the Forest Service, also wanted their pocket of property into Town limits, whose surrounding property is already in Town limits. Both property is describes below.

USDA Forest Service, Rio Grande National Forest land description:

Beginning at a point on the meridional quarter section line in Section twenty-nine (29) in Township Forty (40) North of Range Six (6) East of the New Mexico Principal Meridian, as fixed by a wire fence which has been in place for more than 42 years, whence the south quarter corner in said Section Twenty-nine (29) bears south 0°32' west 299 feet distant, thence north 0°32' east on the meridional quarter in section line 378.5 feet to the south boundary line of the right a way of the Federal Aid highway No. 270-E, thence along the said south boundary line of said Highway measuring on the arc of a curve to right, whose tangent bears south 83° 10' east, whose radius is 1860 feet, and whose central angle is 8° 50', 286.7 feet, thence south 74° 20' east along said boundary line of said highway 19.95 feet, thence 0° 32' west 320 feet, thence north 89° 28' west 300 feet to the place of beginning, containing 2.437 acres.

Robert and Karen Willis land description:

A tract of land situated in the Southerly part of SE1/4 of Section 29, Township 40 North, Range 6 east, N.M.P.M., County of Rio Grande, State of Colorado. Commencing at the South Quarter corner of said Section 29; thence North along the East line of Southwest Quarter of said Section 29, 676 feet, more or less, to the South line of the right a way of US Highway 160 as now existing, also known as F.A.P. 270-E; thence Westerly on a 3 degree curve to the left along said right of way line, 70 feet; thence N 85° 28' W, 249.51 feet to Corner No. 1, the place of beginning, being the Northeast corner of the tract hereby conveyed; thence S 4° 32' W, 140 feet to Corner No. 2, thence N 85° 28' W, 300 feet to Corner No. 3; thence N 4° 32' E, 140 feet to Corner No., 4 a point on the South line said right a-way; thence S 85° 28' E, 300 feet along the South line of said right a way to Corner No. 1, the place of beginning.

Opening Statements was given by Hearing officer Eugene Farish; he read Resolution 07-2021 of substantial compliance that was passed by Town Board on December, 2021 In the file is both petitions for annexation by both applicants, maps of proposed areas to be annexed. Notice of public hearing that was posted and sent to all property owners within three hundred feet of proposed annexed area. There were no written oppositions that were filed. The Rio Grande County Commissioners has waived the impact report.

Testimony:

Martha Williams was present and her testimony was she was happy to see it move forward, the one item that Martha did bring up was the official plat of the property will not be submitted until the end of March first of April. Hearing Officer stated the annexation will not be official until all documents including the plat is filed with Rio Grande County Clerk's office.

Robert and Karen Willis stated that his surveyor will have is plat done in the next coming weeks, he was making sure that there was not going to be any changes to preliminary plat that was submitted.

Discussion: Motion was made by Trustee Joe Archuleta to proceed with the Ordinance for annexation once both property plats are submitted, seconded by Trustee Shelly Burnett. Roll call: All yes, Mayor declared motion carried.

At approximately 5:38 p.m. Hearing Officer Eugene Farish concluded the public hearing.

Motion was made Trustee Leigh Anne and seconded by Trustee Louie Velasquez to adjourn the public hearing. Mayor declared motion carried.