

AN ORDINANCE APPROVING THE ANNEXATION OF CERTAIN TERRITORY TO THE TOWN OF BERTHOUD, COLORADO, TO BE KNOWN AND DESIGNATED AS MASON ADDITION TO THE TOWN OF BERTHOUD, COLORADO

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, COLORADO:

Section 1. That a Petition for Annexation together with four copies of a Plat of said territory as required by law was filed with the Board of Trustees April 14, 1970, by the owners of more than fifty per cent (50%) of the area of the territory hereinafter described and the Petition for Annexation contains signatures of one hundred per cent (100%) of the landowners. That the Trustees by resolution, at their regular meeting held on April 14, 1970, accepted said petition and found that the petition substantially complied with the statutory requirements set forth in C.R.S. 1963, as amended, 139-21-3, 139-21-4 and 139-21-6. The Board of Trustees determined that the applicable parts of Section 139-21-3 and 139-21-4 have been met and further determined that an election is not required under Section 139-21-6(2) as provided in 139-21-10. The Board of Trustees determined that additional terms and conditions were not to be imposed and that the petition was signed by owners of 100% of the property proposed to be annexed, exclusive of streets and alleys. Furthermore, 100% of the owners waived all rights imputable under laws made and provided to any conditions which might be imposed regarding the annexation. Therefore, in accordance with 139-21-6(1)(h) the Town Board determined that an ordinance to annex such territory to the municipality should be adopted without notice or hearing and without election.

Section 2. That the annexation to the Town of Berthoud of the following described territory, to be known and designated as "Mason Addition to the Town of Berthoud" is hereby approved:

A portion of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section 23, Township 4 North, Range 69 West of the Sixth Principal Meridian, County of Larimer, State of Colorado, more particularly described as follows: Considering the East line of the Northeast Quarter as bearing North and South with all bearings contained herein relative thereto: Beginning at the Northeast corner of said Northeast Quarter; thence along the North line of said Northeast Quarter South 89°04'30" West 541.57 feet; thence South 573.19 feet to the true point of beginning, said point being on the West line of a Blue Spruce Addition to the Town of Berthoud, Colorado; thence South 89°04'30" West 422.39 feet to the Easterly line of Colorado and Southern Railroad right-of-way; thence along said right-of-way South 2°46'50" East 1009.99 feet to the beginning of a tangent curve concave to the East having a radius of 1382.69 feet and a central angle of 9°30'10"; thence Southeasterly along said curve 229.66 feet to a point on the North line of land formerly owned by Charles Lotway; thence along said North line North 89°04'30" East 339.87 feet to said West line of Blue Spruce Addition to the Town of Berthoud; thence along said West line North 0°09'40" East 1237.05 feet to the true point of beginning.

Section 3. The Board of Trustees herewith finds, determines and designates that this ordinance is necessary for the immediate preservation of the public peace, health and safety, and whereas, in the opinion of the Board of Trustees an emergency exists, this ordinance shall take effect and be in force five (5) days after its final passage, adoption and publication.


The above ordinance was passed on first reading and adopted by the Board of Trustees of the Town of Berthoud, Colorado, at its regular meeting held Tuesday, May 12, 1970.

Signed and approved this 12th day of May, 1970.

TOWN OF BERTHOUD

  
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 Mayor

ATTEST:

  
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 Town Clerk  
 Published \_\_\_\_\_ 1970