

ORDINANCE NO. 433

AN ORDINANCE APPROVING THE ANNEXATION OF CERTAIN TERRITORY TO THE TOWN OF BERTHOUD, COUNTY OF LARIMER, STATE OF COLORADO, TO BE KNOWN AND DESIGNATED AS JONES SUBDIVISION TO THE TOWN OF BERTHOUD, COLORADO.

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

Section 1. That a Petition for Annexation, together with four copies of an annexation map of said territory as required by law, were filed with the Board of Trustees April 26, 1977, by the owners of more than fifty percent (50%) of the area of the territory hereinafter described and the Petition for Annexation contains signatures of one hundred percent (100%) of the landowners. That the Trustees, by resolution at their regular meeting held on April 26, 1977, accepted said Petition and found that the Petition substantially complied with the statutory requirements set forth in C.R.S. 1973, as amended, 31-12-104, 31-12-105 and 31-12-107. The Board of Trustees determined that the applicable parts of Section 31-12-104 and 31-1-105 have been met and further determined that an election is not required under Section 31-12-107 as provided in 31-12-111. 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. Therefore, in accordance with 31-12-107 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 "Jones Subdivision" is hereby approved:

That portion of Section 23, Township 4 North, Range 69 West of the 6th P.M., Larimer County, Colorado, more particularly described as follows:
BEGINNING at the Southeast corner of Greer Subdivision Second Filing, an Addition to the Town of Berthoud, said point being on the Westerly right of way line of the Colorado and Southern Railroad at a point of compound curve; thence along the South line of said Subdivision, West 934.42 feet to the Southwest corner of said Subdivision; thence along the Southerly prolongation of the centerline of Fifth Street South $0^{\circ}57'52''$ West 170.02 feet; thence East 797.28 feet to the Southerly prolongation of the centerline of Third Street; thence along said prolongation South 30.00 feet to the Westerly prolongation of the South line of Lot 8, Block 3, Nall, Outhier and Albert Suburban Lots; thence along said prolongation East 178.17 feet to the Westerly right of way line of Colorado and Southern Railroad, said point being on a curve, concave to the Southwest, having a radius of 5887.04 feet, and a central angle of $1^{\circ}58'54''$, a radial line passing through said point bears South $78^{\circ}12'11''$ West; thence Northwesterly along said curve 203.61 feet to the point of BEGINNING, a radial line passing through said point bears South $80^{\circ}11'05''$ West. The above described parcel contains a gross acreage of 3.83 acres more or less.

The above Ordinance was introduced, read and passed on first reading and ordered published by the Board of Trustees of the Town of Berthoud, Colorado, at its meeting held Tuesday, April 26, 1977.

Signed and approved this 26th day of April, 1977.

TOWN OF BERTHOUD

ATTEST:

Richard D. Strochan
Mayor

Carol A. Mayo
Town Clerk

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