

ORDINANCE NO. 787

AN ORDINANCE ANNEXING AND ZONING LAND TO THE TOWN OF BERTHOUD, COUNTIES OF LARIMER AND WELD, STATE OF COLORADO, TO BE KNOWN AND DESIGNATED AS THE MATTHEWS' FARM FIRST AND SECOND ANNEXATIONS TO THE TOWN OF BERTHOUD, COLORADO.

WHEREAS, two Petitions for Annexation together with seven copies for each petition of a Plat of said land as required by ordinance were filed with the Town of Berthoud by the owners of more than fifty percent (50%) of the area of the land hereinafter described; and,

WHEREAS, the Board of Trustees by resolution at its regular meeting accepted said Petitions and found that the Petitions substantially complied with the statutory requirements set forth in Sections 31-12-104, 31-12-105 and 31-12-107, C.R.S.; and,

WHEREAS, the Board of Trustees has determined that an election is not required under Section 31-12-107(2), C.R.S. as provided in Section 31-12-111, C.R.S.; and,

WHEREAS, the Board of Trustees has determined that additional terms and conditions are not to be imposed and that the Petitions were signed by owners of more than fifty percent (50%) of the property proposed to be annexed, exclusive of streets and alleys. Therefore, in accordance with Section 31-12-107, C.R.S., the Board of Trustees of the Town of Berthoud has determined that an ordinance to annex such land to the municipality should be considered.

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

Section 1.

That the land described on Exhibits "A" and "B", to be known and described as the Matthews' Farm First and Second Annexations to the Town of Berthoud, are hereby annexed.

The parcel described in the Matthews' Farm First Annexation (Exhibit "A") contains 51.048 acres of land, more or less, and shall be zoned T-Transitional.

The parcel described in the Matthews' Farm Second Annexation (Exhibit "B") contains 33.111 acres, more or less, and shall be zoned T-Transitional.

Section 2. Effective Date:

The Board of Trustees of the Town of Berthoud herewith finds, determines and designates that this Ordinance shall take effect and be in force 30 days after publication.

At its meeting February 24, 1998, a public hearing was conducted by the Board of Trustees of the Town of Berthoud pursuant to the requirements of the Municipal Annexation Act of 1965. After the public hearing, the Ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 24th day of February, 1998.

TOWN OF BERTHOUD:



Richard Strachan - Mayor

ATTEST:



Mary K. Cowdin - Town Clerk

Published: 2-26-98

# EXHIBIT "A"

## FIRST ANNEXATION

That portion of the South Half of the Southeast Quarter of Section 15, the Northeast Quarter of Section 22 and the Southwest Quarter of Section 14 all in Township 4 North, Range 69 West of the 6th P.M., Larimer County, Colorado described as follows.

Commencing at the Southeast corner of said Section 15; thence along the East line of Section 22 South  $00^{\circ}30'25''$  East, a distance of 30.00 feet to the South right-of-way of line Colorado State Highway 287; thence along said right-of-way line South  $88^{\circ}43'17''$  West, a distance of 1555.58 feet; thence North  $01^{\circ}14'45''$  West, a distance of 1359.61 feet to the North line of the South Half of the Southeast Quarter of Section 15; thence along said North line North  $88^{\circ}45'15''$  East for a distance of 1610.56 feet to East right-of-way line of Larimer County Road 17; thence along said right-of-way line South  $00^{\circ}11'09''$  East, a distance of 1300.12 feet to the North right-of-way line of Colorado State Highway 287; thence along said right-of-way line South  $88^{\circ}59'18''$  East, a distance of 1707.78 feet to Southerly Prolongation of the West line of Block 4 of the AMENDED PLAT OF BELL'S ADDITION to the Town of Berthoud; thence along said Southerly Prolongation North  $00^{\circ}10'42''$  East, a distance of 4.30 feet to the South line of Block 4, of the AMENDED PLAT OF BELL'S ADDITION to the Town of Berthoud; thence along the South line North  $88^{\circ}58'45''$  West, a distance of 40.14 feet to the West line of bein First Annexation to the Town of Berthoud; thence along said West line South  $00^{\circ}22'18''$  East, a distance of 34.30 feet to the North line of Section 23; thence along said North line North  $88^{\circ}59'18''$  West, a distance of 1778.07 feet to the Point of Beginning. Containing 51.048 ACRES more or less.

1ANNX

EXHIBIT "B"

SECOND ANNEXATION

That portion of the South Half of the Southeast Quarter of Section 15, the Northeast Quarter of Section 22 all in Township 4 North, Range 69 West of the 6th P.M., Larimer County, Colorado described as follows.

Commencing at the Southeast corner of said Section 15; thence along the East line of Section 22 South  $00^{\circ}30'25''$  East, a distance of 30.00 feet South right-of-way line Colorado State Highway 287; thence along said right-of-way line South  $88^{\circ}43'17''$  West, a distance of 1555.58 feet to the True Point of Beginning; thence continuing along said South right-of-way line of Colorado State Highway 287 South  $88^{\circ}43'17''$  West, a distance of 1069.79 feet to the Southerly prolongation of the Easterly right-of-way line of Meadowlark Lane as described in Deed recorded in Book 242, Page 69, records of said County; thence along said Southerly Prolongation and said East line of Meadowlark Lane North  $00^{\circ}28'14''$  West, a distance of 1360.35 feet to the North line of the South Half of the Southeast Quarter of said Section 15; thence along said North line North  $88^{\circ}45'15''$  East for a distance of 1051.38 feet; thence South  $01^{\circ}14'45''$  West, a distance of 1359.61 feet to the True Point of Beginning. Containing 33.111 ACRES more or less.

2ANNX