

ORDINANCE NO. 885

AN ORDINANCE APPROVING THE ANNEXATION AND ZONING OF LAND TO THE TOWN OF BERTHOUD, COUNTY OF LARIMER, STATE OF COLORADO, TO BE KNOWN AND DESIGNATED AS THE BERTHOUD HABITAT FOR HUMANITY ANNEXATION TO THE TOWN OF BERTHOUD, COLORADO.

WHEREAS, a Petition for Annexation together with seven copies of a Plat of said land as required by ordinance were filed with the Town of Berthoud by the owners of one hundred percent (100%) of the area of the land hereinafter described; and,

WHEREAS, the Board of Trustees by motion at its regular meeting accepted said Petition and found that the Petition 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 were not to be imposed and that the Petition was signed by owners of one hundred percent (100%) 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, LARIMER AND WELD COUNTIES, COLORADO:

Section 1.

The land described on Exhibit "A" attached hereto and incorporated herein by reference is hereby annexed and shall be known and described as the Berthoud Habitat for Humanity Annexation to the Town of Berthoud:

The parcel described on Exhibit "A" contains approximately 5.70 acres more or less, and shall be zoned T-Transitional.

✓ TOWN OF BERTHOUD
PO BOX 1229
BERTHOUD CO 80513

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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 13, 2001, the Ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 13th day of February, 2001.

TOWN OF BERTHOUD:

Milan Karspeck
Milan Karspeck - Mayor

ATTEST:

Mary K Cowdin
Mary K. Cowdin - Town Clerk

Published: 2-22-01

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EXHIBIT A

Properly Description:

A portion of the Southeast Quarter of Section 11, Township 4 North, Range 69 West of the 6th P.M., County of Larimer, State of Colorado, being more particularly described as follows:

Considering the South line of said Southeast Quarter as bearing North 89°43'15" East per the 4th Street Second Annexation to the Town of Berthoud, Colorado and with all bearings contained herein relative thereto;

BEGINNING at the Southeast corner of said 4th Street Second Annexation to the Town of Berthoud, Colorado; thence along the South line of said Southeast Quarter, North 89°43'15" East 233.25 feet, more or less, to a point on the Westerly Right of Way of the Colorado and Southern Railway; thence departing said South line and along said Westerly Right of Way, North 02°29'37" West 1201.19 feet, more or less, to the Southeast corner of that certain parcel of land as described in deed at Book 1479, Page 187, records of said County; thence departing said Westerly Right of Way and along the South line of said certain parcel of land, North 89°50'25" West 180.50 feet, more or less to a point on the Easterly line of said 4th Street Second Annexation to the Town of Berthoud, Colorado; thence departing said South line and along said Easterly line, South 00°01'23" West 1201.70 feet, more or less, to the Southeast corner of said 4th Street Second Annexation to the Town of Berthoud, Colorado and the POINT OF BEGINNING.

The above described parcel contains 5.70 Acres, more or less, and is subject to all existing easement and/or rights of way of record.