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ORDINANCE NO. 833

AN ORDINANCE APPROVING THE ANNEXATION AND ZONING OF LAND IN THE COUNTY OF WELD, STATE OF COLORADO, TO THE TOWN OF BERTHOUD, TO BE KNOWN AND DESIGNATED AS THE BERTHOUD TECHNOLOGICAL CENTER ANNEXATION.

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 is hereby annexed and shall be known and described as the Berthoud Technological Center Annexation to the Town of Berthoud.

The parcel described on Exhibit "A" contains 161.35 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.



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At its meeting September 28, 1999, a public hearing was set by the Board of Trustees of the Town of Berthoud for its meeting held on the 30th day of November, 1999. After the public hearing, the Ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 14th day of December, 1999.

TOWN OF BERTHOUD:



Richard Strachan - Mayor

ATTEST:



Mary K. Cowdin
Mary K. Cowdin - Town Clerk

Published: 12-16-99

Exhibit "A"

Land Description:

A portion of Section 27 and Section 28, both lying in Township 4 North, Range 68 West of the 6th Principal Meridian, Weld County, Colorado being more particularly described as follows:

Considering the West line of Section 27, Township 4 North, Range 68 West of the 6th Principal Meridian, Weld County, Colorado as bearing N 00°09'09" E (per recorded plat of BALL AEROSPACE SYSTEMS DIVISION - CRYOGENIC RESEARCH CENTER) and with all bearings contained herein relative thereto.

All of BALL AEROSPACE SYSTEMS DIVISION - CRYOGENIC RESEARCH CENTER, according to the plat recorded September 15, 1987 in Book 1170 at Reception No. 2114480, County of Weld, State of Colorado
AND

The South 1/2 of the Northwest 1/4 of Section 27, Township 4 North, Range 68 West of the 6th Principal Meridian, less any portion lying within that plat known as BALL AEROSPACE SYSTEMS DIVISION - CRYOGENIC RESEARCH CENTER, County of Weld, State of Colorado.

AND

The North 1/2 of the Southwest 1/4 of Section 27, Township 4 North, Range 68 West of the 6th Principal Meridian, less any portion lying within that plat known as BALL AEROSPACE SYSTEMS DIVISION - CRYOGENIC RESEARCH CENTER, County of Weld, State of Colorado.

AND

The East 30.00 feet of the South 1/2 of the Northeast 1/4 of Section 28, Township 4 North, Range 68 West of the 6th Principal Meridian, County of Weld, State of Colorado.

AND

The East 30.00 feet of the North 1/2 of the Southeast 1/4 of Section 28, Township 4 North, Range 68 West of the 6th Principal Meridian, County of Weld, State of Colorado.

Containing 7,108,167.4 square feet or 163.18 acres more or less.