

ORDINANCE NO. 830

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

The parcel described on Exhibit "A" contains 30.002 acres more or less, of which 28.672 acres shall be zoned T-Transitional and 1.330 shall be zoned AG-Agricultural as shown on the plat map.

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 September 14, 1999, a public hearing was set by the Board of Trustees of the Town of Berthoud for its meeting held on the 26th day of October, 1999. After the public hearing, the Ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 26th day of October, 1999.

TOWN OF BERTHOUD:

Milan Karspeck  
Milan Karspeck - Mayor Pro Tem

ATTEST:

Mary K. Cowdin  
Mary K. Cowdin - Town Clerk

Published: 10-28-99

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**BOTTERILL ADDITION**

Exhibit A: Annexation Legal Description

June 16, 1999

Legal Description of a tract of land being a portion of the Southwest Quarter of Section 13, Township 4 North, Range 69 West of the 6th Principal Meridian, Larimer County, Colorado being more particularly described as follows:

Beginning at the Southwest Corner of said Section 13 and considering the West line of the Southwest Quarter of said Section 13 as bearing South 00°00'43" West and with all bearings contained herein relative thereto; thence along the South line of the Southwest Quarter of said Section 13 North 89°41'31" East 228.00 feet to the TRUE POINT OF BEGINNING; said point being the Southeast Corner of Marsh Addition to the Town of Berthoud according to the plat on file in the office of the Clerk and Recorder, said County; said point also being a point on the North line of Fickel Farm Addition according to the plat on file in the office of the Clerk and Recorder, said County; thence along the North line of said Fickel Farm Addition and Fickel Farm Third Addition according to the plat on file in the office of the Clerk and Recorder said County and the South line of the Southwest Quarter of said Section 13 North 89°41'31" East 590.59 feet; thence departing said South line and said additions North 00°00'43" East 1654.83 feet; thence North 89°31'17" West 818.60 feet to a point on the East line of the Northeast Addition to the Town of Berthoud according to the plat on file in the office of the Clerk and Recorder said County; said point also being a point on the West line of the Southwest Quarter of said Section 13; thence along said East and West line South 00°00'43" West 1428.27 feet to a point on the North line of Marsh Addition to the Town of Berthoud according to the plat on file in the office of the Clerk and Recorder said County; thence along the North line of said Marsh Addition and its Easterly prolongation, North 89°42'13" East 190.00 feet; thence South 00°00'43" West 50.00 feet to a point on the Northerly line of said Marsh Addition; thence along said Northerly line North 89°42'13" East 38.00 feet to the Northeast Corner of said Marsh Addition; thence along the East line of said Marsh Addition South 00°00'43" West 187.75 feet to the TRUE POINT OF BEGINNING.

The above described tract of land contains 30.002 acres more or less.