

ORDINANCE NO. 803

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 SCHMIDT FARM 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, COLORADO:

Section 1.

That the following described land, to be known and described as the Schmidt Farm Annexation to the Town of Berthoud, is hereby annexed:

That portion of the East Half of the Southeast Quarter of Section 22 and that portion of the West Half of the Southwest Quarter of Section 23, Township 4 North, Range 69 West of the 6th P.M., County of Larimer, State of Colorado, being more particularly described as follows:

✓ TOWN OF BERTHOUD
PO BOX 1229
BERTHOUD CO 80513

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Considering the North line of the West Half of the Southwest quarter of Said Section 23 as bearing South 89° 57'05" East and with all bearings contained herein relative thereto:

BEGINNING at the West One Quarter of said Section 23 thence along the North line of said Southwest Quarter and the South line of BEIN SIXTH ANNEXATION to the Town of Berthoud South 89°57'05" East 1321.45 feet, more or less, to the Northeast corner of the West Half of said Southwest Quarter said point also being on the West line of HILLSDALE 2ND SUNDIVISION; thence along the East line of the West Half of said Southwest Quarter and the Westerly lines of HILLSDALE 2ND SUNDIVISION, HILLSDALE 3RD SUNDIVISION, HILLSDALE 4TH SUNDIVISION and HILLSDALE 5TH SUNDIVISION South 00°10'48" West 2162.93 feet; thence departing said East line and said Westerly lines North 89°49'12" West 110.91 feet; thence North 41° 24'02" West 186.23 feet; thence North 00 13'45" East 53.00 feet; thence North 88°36'07" West 495.00 feet; thence South 00°13'45" West 42.00 feet; thence North 88°12'24" West 624.01 feet, more or less, to a point on the Westerly Right of Way line of Larimer County Road No. 17; thence along said Westerly Right of Way line North 00°13'45" East 1981.44 feet, more or less, to a point the Westerly prolongation of the North line of the West Half of said Southwest Quarter; thence along said Westerly prolongation South 89° 57'05" East 30.00 feet, more or less, to the West One Quarter of said Section 23 and the point of BEGINNING.

The above described parcel contains 62.23 acres of land, more or less, and shall be zoned AG.

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 8, 1998, a public hearing was set by the Board of Trustees of the Town of Berthoud for its meeting held on the 13th day of October,

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1998. After the public hearing, the Ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 13th day of October, 1998.

TOWN OF BERTHOUD:


Richard Strachan - Mayor

ATTEST:


Mary K. Cowdin - Town Clerk

Published: 10/15/98